Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 920-00585-5120-505		Date: 04/14/2020	Time: 0958 Hours
Location: 450 Bauchet Street		City or Station: Los Angeles	
Bureau/Station/Facility: CSD/Inmate Reception Center-Booking Front		Admin. Investigation: ○ YES ◉ NO	
Type of Force: Category 3: Ctrl Hlds (Ctrl Tech, Team Tkdwn), Rst Dev (Hndcffs)			
Incident Category: ○1 ○2 ◉3		Deputy Injury: ○ YES ◉ NO	Suspect Injury ◉ YES ○ NO
☐ Call	☒ Observation	☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified: ◉ YES ○ NO	Person Notified: Lt. Eric Smitson	Emp: [redacted]	IAB Roll Out ◉ YES ○ NO

Involved Employee

E1

Employee #: [redacted]	Last Name: Gavaldon III		First Name: Mike	Middle I.: NMI	Rank: DSG
Sex: ◉ M ○ F	Race: H	Height: 6-05	Weight: 260	Age: [redacted]	Shift: ○ EM ◉ Day ○ PM; ○ Regular Shift ◉ OT Shift ○ Off Duty
Unit of Assignment: Inmate Reception Center			Work Assignment (Unit #, Module, etc.): Booking Front 2 (Deputy)(TSR)(P)		
Individual Force Used: Control Technique, Team Tkdwn			○ Directed ○ Rescue ○ Medical Assist		Individual Category ○1 ○2 ◉3
☐ Injured ☐ Treated ☐ Admitted	Facility:				Coroner Case #

E2

Employee #: [redacted]	Last Name: Bennett		First Name: Dustin	Middle I.: G.	Rank: DSG
Sex: ◉ M ○ F	Race: W	Height: 5-09	Weight: 190	Age: [redacted]	Shift: ○ EM ◉ Day ○ PM; ○ Regular Shift ◉ OT Shift ○ Off Duty
Unit of Assignment: Inmate Reception Center			Work Assignment (Unit #, Module, etc.): Booking Front		
Individual Force Used: Control Technique, Team Tkdwn, Rst Dev (Handcuffs)			○ Directed ○ Rescue ○ Medical Assist		Individual Category ○1 ○2 ◉3
☐ Injured ☐ Treated ☐ Admitted	Facility:				Coroner Case #

E3

Employee #: [redacted]	Last Name: [redacted]		First Name: [redacted]	Middle I.: [redacted]	Rank: DSG
Sex: ○ M ◉ F	Race: W	Height: 5-05	Weight: 145	Age: [redacted]	Shift: ○ EM ◉ Day ○ PM; ◉ Regular Shift ○ OT Shift ○ Off Duty
Unit of Assignment: Inmate Reception Center			Work Assignment (Unit #, Module, etc.): G4A (Deputy)		
Individual Force Used: Control Technique			○ Directed ○ Rescue ○ Medical Assist		Individual Category ◉1 ○2 ○3
☐ Injured ☐ Treated ☐ Admitted	Facility:				Coroner Case #

On Duty Supervisor

☒ Additional Involved Employees

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Bromell	Thurmisha	G.	Sgt.	YES ○ NO ◉	YES ○ NO ◉

Supervisor Completing Investigation

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Rodriguez	Sara	E.	Sgt.	YES ○ NO ◉	YES ○ NO ◉

Watch Commander / Supervising Lieutenant

Emp. #	Last Name	First Name	Middle I.	Rank
[redacted]	Smitson	Eric	C.	Lt.

Watch Commander / Supervising Lieutenant's **Signature**: [signature] Date: 3-2-21

Copy Provided to Employee by: [redacted] Emp #: Date: 3/4/21

WILLIAM JAEGER

Unit Commander **(Print Name)**

[signature] Unit Commander's **Signature**:

[redacted]

FO#

☐ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 01/13)

Supervisor's Report on Use of Force
INVOLVED EMPLOYEE - Continuation

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Involved Employee

E 4

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]	[redacted]	[redacted].	DSG

Sex	Race	Height	Weight	Age	Shift	
(●) M ( ) F	W	5-05	190	[redacted]	( ) EM (●) Day ( ) PM	( ) Regular Shift (●) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)
Inmate Reception Center	BF safety Check (Deputy) (T-15)

Individual Force Used		Individual Category
Control Technique	( ) Directed ( ) Rescue ( ) Medical Assist	(●) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: ______ Coroner Case #

E 5

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	Madrigal	Mario	A.	DSG

Sex	Race	Height	Weight	Age	Shift	
(●) M ( ) F	H	6-00	210	[redacted]	( ) EM (●) Day ( ) PM	( ) Regular Shift (●) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)
Inmate Reception Center	BF Body Scanner 1 (Deputy)

Individual Force Used		Individual Category
Control Technique	( ) Directed ( ) Rescue ( ) Medical Assist	( ) 1 (●) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: ______ Coroner Case #

E 6

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]	[redacted]	[redacted]	DSG

Sex	Race	Height	Weight	Age	Shift	
(●) M ( ) F	W	6-01	190	[redacted]	( ) EM (●) Day ( ) PM	(●) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)
Inmate Reception Center	Booking Front Lead (Deputy)

Individual Force Used		Individual Category
Control Technique	( ) Directed ( ) Rescue ( ) Medical Assist	(●) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: ______ Coroner Case #

E 7

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	Santana, Jr.	Walter	A.	SGT

Sex	Race	Height	Weight	Age	Shift	
(●) M ( ) F	H	5-09	190	[redacted]	( ) EM (●) Day ( ) PM	( ) Regular Shift (●) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)
Inmate Reception Center	Clinic Sergeant - CCJV

Individual Force Used		Individual Category
Directed Force	(●) Directed ( ) Rescue ( ) Medical Assist	( ) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: ______ Coroner Case #

E /

Employee #	Last Name	First Name	Middle I.	Rank

Sex	Race	Height	Weight	Age	Shift	
( ) M ( ) F					( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)

Individual Force Used		Individual Category
	( ) Directed ( ) Rescue ( ) Medical Assist	( ) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: ______ Coroner Case #

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION

9 2 0 - 0 0 5 8 5 - 5 1 2 0 - 5 0 5

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Intertas	Jet	Gatsby

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Inmate Reception Center	Clinic Senior	◯ EM ◉ Day ◯ PM	◯ Regular ◉ OT ◯ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Johnson	LaPatrick	Armand

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Inmate Reception Center	Safeguard Cleaning C/A 1	◯ EM ◉ Day ◯ PM	◯ Regular ◉ OT ◯ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
		◯ EM ◯ Day ◯ PM	◯ Regular ◯ OT ◯ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	Adult	N/A

Street Address	City	Zip Code	Phone #1	Phone #2
11333 Valley Boulevard (El Monte Police Dept.)	El Monte	91731	626/5802147	None

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	Adult	N/A

Street Address	City	Zip Code	Phone #1	Phone #2
11333 Valley Boulevard (El Monte Police Dept.)	El Monte	91731	626/5802100	N/A

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	Adult	N/A

Street Address	City	Zip Code	Phone #1	Phone #2
11333 Valley Boulevard (El Monte Police Dept.)	El Monte	91731	626/5802100	None

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	54	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	41	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	39	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

☐ **Additional Witness**

Supervisor's Report on Use of Force
SUSPECT INFORMATION

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Suspect Information

S 1

Last Name: Valencia	First Name: Mark	Middle Name: Gabriel	Armed? Select: Not Armed
AKA Last Name: Hernandez	First Name: Steven	Middle Name: Mario	

Sex	Race	Age	Height	Weight	D.O.B.	Phone #1: ○ H ○ W ◉ C	Phone #2: ○ H ○ W ○ C
◉ Male ○ Female	H	34	5-07	140	02/20/86	[redacted]	None

Street Address: [redacted] City: [redacted] State & Zip Code: [redacted]

Booking #: 5896672 Primary Charge Code: 273.6(A) P.C. Secondary Charge Code: None ☒ Criminal History

Treated on Scene? ◉ YES ○ NO Name: Ivy J. Camacho Unit: CHS Phone #: (213) 893-5542

Hospital Admission? ☒ Rec'd Treatment At: LAC+USC Coroner Case #: Mental History ☒ User's guide provides direction on this entry

By: Collin M. Cousins, MD Address: 2051 Marengo Street, Los Angeles, CA Phone #: (323) 409-1000

Under Influence: ○ YES ◉ NO Substance: None 5150 a factor in force? ○ YES ◉ NO User's guide provides direction on this entry

Date: 01/07/2021 Time: 1157 ☒ Audiotape: ☐ Videotape: ☒ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S /

Last Name: First Name: Middle Name: Armed? Select:

AKA Last Name: First Name: Middle Name:

Sex	Race	Age	Height	D.O.B.	Weight	Phone #1: ○ H ○ W ○ C	Phone #2: ○ H ○ W ○ C
○ Male ○ Female							

Street Address: City: State & Zip Code:

Booking #: Primary Charge Code: Secondary Charge Code: ☐ Criminal History

Treated on Scene? ○ YES ○ NO By: Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Address: Phone #:

Under Influence: ○ YES ○ NO Substance: 5150 a factor in force? ○ YES ○ NO User's guide provides direction on this entry

Date: Time: ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S /

Last Name: First Name: Middle Name: Armed? Select:

AKA Last Name: First Name: Middle Name:

Sex	Race	Age	Height	D.O.B.	Weight	Phone #1: ○ H ○ W ○ C	Phone #2: ○ H ○ W ○ C
○ Male ○ Female							

Street Address: City: State & Zip Code:

Booking #: Primary Charge Code: Secondary Charge Code: ☐ Criminal History

Treated on Scene? ○ YES ○ NO By: Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Address: Phone #:

Under Influence: ○ YES ○ NO Substance: 5150 a factor in force? ○ YES ○ NO User's guide provides direction on this entry

Date: Time: ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

 ☐ **Additional Suspects Involved**

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB)	Abrasion	(DB)	Dog Bite	(PA)	Paralysis
(BR)	Bruise	(FR)	Fractures	(PW)	Puncture Wound
(BU)	Burn	(GS)	Gunshot	(SD)	Soft Tissue Damage
(CP)	Complaint of Pain	(HB)	Human Bite	(ST)	Sprain/Twists
(CO)	Concussion	(LC)	Lacerations	(UN)	Unconscious
(DH)	Death	(ND)	Nerve Damage	(RM)	Refused Med Treatment
(DI)	Dislocation	(OD)	Organ Damage	(NN)	NONE

Body Part Involved

(AD)	Abdomen	(FA)	Face	(HI)	Hip
(AK)	Ankle	(FE)	Feet	(IN)	Internal
(AR)	Arm	(FI)	Fingers	(KN)	Knees
(BK)	Back	(GE)	Genitals	(LE)	Leg
(BT)	Buttocks	(GR)	Groin	(NK)	Neck
(CH)	Chest	(HD)	Hands	(NO)	Nose
(EL)	Elbow	(HE)	Head	(SH)	Shoulder
				(WR)	Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Valencia	S1	Gavaldon	E1	HR	NN	NN
Valencia	S1	Gavaldon	E1	UC	NN	NN
Valencia	S1	Gavaldon	E1	RS	NN	NN
Gavaldon	E1	Valencia	S1	PP	NN	SH
Valencia	S1	Gavaldon	E1	PH	NN	AR
Gavaldon	E1	Valencia	S1	CT	NN	NK
Valencia	S1	Gavaldon	E1	PP	NN	BK
Gavaldon	E1	Valencia	S1	TT	FR	FH
Bennett	E2	Valencia	S1	TT	FH	FA
Valencia	S1	[redacted]	E3	HR	NN	LE
[redacted]	E3	Valencia	S1	CT	NN	LE
Valencia	S1	Gavaldon	E1	RS	NN	AR
Gavaldon	E1	Valencia	S1	CT	NN	AR
Valencia	S1	Bennett	E2	RS	NN	AR
Bennett	E2	Valencia	S1	CT	NN	AR
Valencia	S1	Bennett	E2	RH	NN	AR
Bennett	E2	Valencia	S1	CT	NN	AR
Valencia	S1	[redacted]	E4	CT	NN	HI
[redacted]	E4	Valencia	S1	CT	NN	BK
Valencia	S1	Madrigal	E5	CT	NN	RS
Madrigal	E5	Valencia	S1	CT	CO	HE
Valencia	S1	Gavaldon	E1	PH	NN	AR
Gavaldon	E1	Valencia	S1	CT	NN	AR
Valencia	S1	Bennett	E2	PH	NN	AR
Bennett	E2	Valencia	S1	CT	NN	AR
[redacted]	E6	Valencia	S1	CT	NN	LE
Bennett	E3	Valencia	S1	CT	NN	AR
Madrigal	E5	Valencia	S1	CT	NN	HE

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT: **Use of Force - Category-3, Fractured Orbital**

DATE/TIME: **April 14, 2020 / 0958 hours**

URN #: **920-00585-5120-505**

IAB #: **FO 2507447**

LOCATION: **450 Bauchet Street, Los Angeles, CA 90012**
Inmate Reception Center - Booking Front

SYNOPSIS

On July 22, 2020, Inmate Reception Center (IRC) Lieutenant Paxton Reinecker, #[redacted], reviewed the use of force paperwork for this incident, submitted by Sergeant Thurmisha Bromell-Mitchell, #[redacted], under Uniform Reporting Number 920-00585-5120-505. The force was categorized as a Catertory-2; however, the paperwork indicated Inmate Valenica was hospitalized, but did not provide any specific details. Lieutenant Reinecker contacted Correctional Health Services Nurse Manager Amy Patterson to confirm Inmate Valencia's medical treatment and possible hospitalization, related to the use of force. Nurse Manager Patterson verified Inmate Valencia received medical treatment at Los Angeles County USC Medical Center, but was not hospitalized. However, Nurse Manager Patterson determined Inmate Valencia was treated for multiple facial fractures. Lieutenant Reinecker notified IRC Captain Roel Garcia, #[redacted], and Internal Affairs Bureau (IAB) Lieutenant Eric Smitson, of his findings.

On July 22, 2020, IAB Investigators Sergeants Sara E. Rodriguez, #[redacted], and Troy Rodriquez, #[redacted], responded to IRC to pick-up paperwork regarding a use of force incident involving Inmate Mark Valencia, Booking #5896672.

Inmate Valencia was arrested for a Violation of a Domestic Restraining Order (Penal Code 273.6) by El Monte Police Department personnel on April 14, 2020. El Monte Police Department personnel documented Inmate Valencia's arrest in their arrest report, under file number 20-014820 **[Exhibit A]**.

Subsequently, he was transported to the IRC for booking. During the in-take process, a use of force incident occurred between Inmate Valencia and involved Department personnel.

The use of force was documented in supplemental reports, under Uniform Reporting Number 920-00585-5120-505 **[Exhibit B]**.

SUMMARY

On April 14, 2020, Inmate Valencia was arrested by personnel of the El Monte Police Department for a Violation of a Domestic Restraining Order (Penal Code 273.6). Subsequently, he was transported to the IRC for booking. During the in-take portion of the booking process, Inmate Valencia was uncooperative with and physically resisted involved personnel.

While Deputies Bennett and [redacted] were standing by, ready to assist, Deputy Gavaldon began the in-take portion of the booking process by attempting to search Inmate Valencia. Before completing the search of Inmate Valencia, Deputy Gavaldon removed the inmate's left handcuff, and told him to place his hand up directly in front of the padded wall located in front of himself. Inmate Valencia complied with Deputy Gavaldon's commands.

As Deputy Gavaldon removed the handcuff from Inmate Valencia's right wrist, Inmate Valencia clenched his left hand into a fist. Once Deputy Gavaldon removed the handcuff from Inmate Valencia's right wrist, Inmate Valencia placed both his arms onto his sides and walked away from Deputy Gavaldon. Deputy Gavaldon grabbed Inmate Valencia by the left shoulder portion of his jacket, pushed, and pinned him against the padded wall. While pinned against the padded wall, Inmate Valencia used his left hand to swat Deputy Gavaldon's right arm. Deputy Gavaldon turned Inmate Valencia around to face the padded wall, and placed his right forearm around Inmate Valencia's collar-bone area and executed a rear take-down. Simultaneously, Deputy Bennett assisted Deputy Gavaldon and grabbed Inmate Valencia by his right shoulder and arm, and took down Inmate Valencia down to the floor. Inmate Valencia landed on the right side of his face and shoulder area.

Deputies Gavaldon and Bennett grabbed Inmate Valencia's arms, as he thrashed his entire body from side-to-side and tried to tuck his hands underneath his body. Immediately after the team take-down was performed, Deputy [redacted] grabbed Inmate Valencia's legs as he continued to thrash his body and legs from side-to-side. Concurrently, in order to control Inmate Valencia's violent motion, Deputy Gavaldon placed his left hand on the right side of Inmate Valencia's head and his right hand on Inmate Valencia's left arm.

Deputy Madrigal arrived and took control of Inmate Valencia's head, by placing his hand over the left side of the inmate's face. Once Deputy Madrigal controlled Inmate Valencia's head, Deputy Gavaldon pinned Inmate Valencia's upper back, by pressing his chest area across Inmate Valencia's upper body. While on top of Inmate Valencia's back, Deputy Gavaldon slid his hands underneath Inmate Valencia's armpits and pulled back on his arms causing the inmate's arms to extend out to his sides. Inmate Valencia stopped resisting. As Inmate Valencia's arms were extended, Deputies Bennett and

[redacted] were able to grab the inmate's arms and placed handcuffs on his wrists.

Sergeant Santana arrived at the scene and began supervising, directing, and controlling the force being used on Inmate Valencia by personnel. Sergeant Santana gave Inmate Valencia multiple verbal commands to "stop fighting!" Sergeant Santana directed Deputy [redacted] to place a Ripp Hobble restraint device around Inmate Valencia's legs, and Deputy Gavaldon to place a spit mask over Inmate Valencia's head.

> **IAB Note:** **According to the Department's Manual of Policy and Procedure, 3-01/110.21 and 3-03/270.00 – The Ripp Hobble restraint device restraint is a Department-approved restraint device, which is made out of one-inch wide polypropylene webbed belting and equipped with a one-inch wide steel, alligator-jawed, friction-locking mechanism, and bronze swivel (Miscellaneous Documents).**

Sergeant Santana continued to give Inmate Valencia verbal commands to keep his hands behind his back and "stop moving." Without any physical resistance from Inmate Valencia, Deputy [redacted] placed the Ripp Hobble restraint device around Inmate Valencia's ankles and Deputy Gavaldon placed the spit mask over Inmate Valencia's head. Sergeant Santana directed involved personnel to place Inmate Valencia in the WRAP restraint device. Deputy [redacted] brought the WRAP restraint device toward Inmate Valencia, and began laying it out and setting it up for the Inmate.

> **IAB Note:** **The WRAP restraint device is a four piece restraint system consisting of a locking shoulder harness, legs restraint, 3-inch wide ankle strap, and tactical bag. The WRAP restraint was designed to immobilize a person's body while protecting the inmate, officers, and staff and restricting subject's ability to kick, hit, or inflict harm upon oneself or others.**

Prior to placing Inmate Valencia in the WRAP restraint device, Sergeant Santana directed involved personnel to place Inmate Valencia in a suicide prevention gown. Due to Inmate Valencia being handcuffed and in a face down position, Sergeant Santana directed Deputy Bennett to cut-off Inmate Valencia's clothing. Deputy Bennett began cutting-off Inmate Valencia's clothing, at which point Deputy [redacted] took over Deputy [redacted] position at Inmate Valencia's legs. Deputy [redacted] stepped away from where Inmate Valencia was being held, while Deputy Bennett cut-off Inmate Valencia's shirt. Deputies [redacted] and [redacted] started applying the WRAP restraint device ankle strap around Inmate Valencia's ankles. Once the ankle strap was placed on Inmate Valencia's ankles, Deputy [redacted] removed the Ripp Hobble restraint device.

Sergeant Santana directed Deputy [redacted] to bring the suicide prevention gown closer to them so involved personnel could place Inmate Valencia in the suicide gown. Sergeant Santana directed Deputies Gavaldon, Bennett, [redacted], Madrigal, and [redacted] to lift Inmate Valencia off the floor, in order for Deputy [redacted] to slide the suicide

prevention gown underneath Inmate Valencia. As Inmate Valencia was lifted by involved personnel, he curled his body into a fetal-like position, by bringing his legs to his chest and his handcuffed hands under his buttocks, in an attempted to bring his arms to the front of his body. Inmate Valencia's actions caused Deputies Gavaldon, Bennett, [redacted], Madrigal, and [redacted] to lose their grips and control of Inmate Valencia, causing him to fall on the floor, landing on his lower back.

Once on the floor, Inmate Valencia started wriggling his body by continuing to bring his handcuffs to the front of his body. Sergeant Santana continued to give Inmate Valencia multiple verbal commands to "stop, stop...stop fighting. Stop resisting!" Sergeant Santana directed Deputies Gavaldon, Bennett, Madrigal, and [redacted] to turn Inmate Valencia back onto his stomach. As Deputies Gavaldon, Bennett, Madrigal, and [redacted] were turning Inmate Valencia onto his stomach, Deputy Gavaldon, unintentionally, as he was switching to a more stable footing, dropped his knee on Inmate Valencia's right shoulder/collar-bone area. Inmate Valencia stopped resisting involved personnel. While Deputies Gavaldon and Bennett controlled Inmate Valencia's arms, Sergeant Santana directed Deputy [redacted] to cut-off Inmate Valencia's pants and underwear. Sergeant Santana directed Deputy [redacted] to leave the Booking Front area.

IAB Note: **During his interview with IAB investigators, Sergeant Santana explained he directed Deputy [redacted] to leave the Booking Front area while Inmate Valencia's clothes were being cut-off and the gown was placed on him, to allow the inmate privacy by not being exposed to a female deputy (Santana Transcript, Page 17).**

After Inmate Valencia's pants and underwear were cut-off and removed, he was placed in a suicide prevention gown. Deputies Gavaldon and Madrigal placed a second spit mask on Inmate Valencia. Deputy [redacted] returned to the Booking Front area and assisted Deputies [redacted], and [redacted], with placing the WRAP leg and shoulder harnesses on Inmate Valencia. Once strapped in the WRAP restraint device, with no resistance, Inmate Valencia was lifted by Deputies Gavaldon, Bennett, [redacted], and Madrigal, and placed on the WRAP cart.

Inmate Valencia was transported in the WRAP cart by Sergeant Thurmisha Bromell-Mitchell, #[redacted], and Deputy George Ortiz, #[redacted], to the IRC Clinic for further mental and medical evaluation.

IAB Note: **In handheld footage [Exhibit D, Video 4], at 0:10:03, Sergeant Bromell-Mitchell was depicted entering the Booking Front area holding a handheld camera and, possibly, recording the escort of Inmate Valencia to the IRC Clinic. IAB investigator attempted to obtain video footage of the escort; however, the footage was not retained due to the fact Inmate Valencia was escorted to the clinic without further incident.**

RADIO TRAFFIC TIMELINE

Valencia Voiceprint

- 0:00:02 – Involved personnel broadcasted "Booking Front…415 Deputy (Deputy Involved in a Fight)."
- 0:00:06 – Sergeant Santana broadcasted "Sergeant Santana responding."
- 0:00:09 – Unidentified male Deputy broadcasted – "10-9 (Repeat) location?"
- 0:00:14 – Unidentified male Deputy broadcasted "IRC-Booking Front."

VIDEO SURVEILLANCE AND HANDHELD FOOTAGE

*IAB investigator reviewed multiple video recordings which depicted visual information, from various vantage points, to evaluate tactics, communication, and the force employed by involved employees and Inmate Valencia. The referenced times below are the elapsed runtimes of the video files **[Exhibit D]**.*

Video 1 (Three-Point Bench)

- 0:00:01 – Inmate Valencia was depicted speaking to Nurse Camacho, #[redacted] Deputies Gavaldon, Bennett, [redacted] [redacted] and Officer [redacted] were depicted standing in the frame of the camera. Additionally, El Monte Police Department Officer [redacted] was present.
- 0:00:02 – Deputy Gavaldon placed handcuffed Inmate Valencia up against a black padded wall.
- 0:00:10 – Deputy Gavaldon removed Inmate Valencia's left handcuff and placed his arm in front of and above Inmate Valencia's head, directly in front of padded wall.
- 0:00:14 – Nurse Camacho exited the frame of the camera. She did not return to Booking Front area.
- 0:00:21 – Inmate Valencia made a fist with left hand, as Deputy Gavaldon continued removing the right handcuff from his right hand.
- 0:00:23 – Deputy Gavaldon removed Inmate Valencia's right handcuff. Inmate Valencia brought his left arm out to his side and began walking away from Deputy Gavaldon.
- 0:00:26 – Deputy Gavaldon grabbed Inmate Valencia by the left shoulder portion of his jacket with his right hand, while holding the opened handcuffs in his left

hand, by his left shoulder jacket area. Deputy Gavaldon pushed Inmate Valencia up against the padded wall.

- 0:00:27 to 0:00:28 – Inmate Valencia hit Deputy Gavaldon's right arm. Deputy Gavaldon, with his right hand, turned Inmate Valencia around to face the padded wall, and placed his right forearm around Inmate Valencia's collar-bone/upper chest area.

- 0:00:28 to 0:00:30 – Deputies Bennett and Gavaldon executed a team take-down. Inmate Valencia landed on the right side of his body.

- 0:00:31 – Deputy [redacted] took control of Inmate Valencia's flailing legs by crossing his ankles.

- 0:00:59 – Deputy [redacted] placed a Ripp Hobble restraint around Inmate Valencia's ankles. Inmate Valencia was not resisting.

- 0:04:56 – Deputies Madrigal, Bennett, and [redacted] lifted Inmate Valencia off the floor. Inmate Valencia began struggling with the deputies as he was being lifted. Inmate Valencia fell onto the floor.

- 0:05:57 to 0:11:07 – Involved personnel continued to work on cutting Inmate Valencia's clothing, placing him on the gown and WRAP restraint device.

Video 2 (Booking Front Desk)

- 0:00:01 – Deputies Gavaldon, Bennett, [redacted], [redacted] and [redacted]; Officers [redacted] and [redacted]; and Witness [redacted] were seen in the frame of the camera. Deputy Gavaldon removed Inmate Valencia's right handcuff. Inmate Valencia had his left arm above his head.

- 0:00:06 – Inmate Valencia made a fist with his left hand. Once Deputy Gavaldon removed the right handcuff, Inmate Valencia brought his left hand down and onto his side.

- 0:00:08 to 0:00:12 – Inmate Valencia walked away from Deputy Gavaldon. Deputy Gavaldon grabbed Inmate Valencia, with his right hand, by his left shoulder jacket area, and pinned Inmate Valencia up against the padded wall. With his right hand, Inmate Valencia swatted/hit Deputy Gavaldon's right forearm. Deputy Gavaldon with his right hand turned Inmate Valencia around to face the padded wall, and placed his right forearm around his collar-bone/upper chest area.

- 0:00:13 to 0:00:16 – Deputies Gavaldon and Bennett are depicted conducting a team take-down. Deputy Bennett grabbed Inmate Valencia's right side and brought him to the floor. Deputy Gavaldon continued his control hold on Inmate

Valencia and simultaneously brought him to the floor.

- 0:00:16 to 0:00:17 – Deputy [redacted] grabbed a hold of Inmate Valencia's flailing legs while he was on the floor.

- 0:00:29 to 0:00:40 – Deputy [redacted] and Custody Assistant Johnson escorted Witness [redacted] out of the Booking Front Body Scanner room area. Witness [redacted] was seen leaving the Booking Front area.

- 0:00:43 to 0:00:45 – Sergeant Santana arrived at Booking Front. He gave Deputy [redacted] a Ripp Hobble. Inmate Valencia was face-down on the floor not resisting involved personnel. Deputy [redacted] applied the Ripp Hobble around Inmate Valencia's legs.

- 0:01:16 to 0:03:31 – Deputy [redacted] retrieved the WRAP restraint device from behind the counter and placed near the Scanner Room door. Deputies Gavaldon, Bennett, [redacted], and [redacted] began the application of the WRAP restraint device.

- 0:01:44 to 0:02:05 – Custody Assistant Johnson momentarily returned to the Booking Front area, spoke with Deputy [redacted] and left the Booking Front area again.

- 0:03:31 – Deputy [redacted] took over Deputy [redacted] position at the Ripp Hobble.

- 0:03:34 to 0:04:12 – Deputies [redacted] and [redacted] began the placement of the legs strap of the WRAP restraint device.

- 0:04:41 0:04:45 – Deputies Gavaldon, Bennett, Madrigal, and [redacted] lifted Inmate Valencia. Inmate Valencia folded his body at his waist, brought his knees closer to his chest, and tucked his handcuffed arms under his buttocks area. Inmate Valencia fell to the floor. Inmate Valencia moved his body back-and-forth.

- 0:04:51 – Inmate Valencia moved his body. Deputy [redacted] lifted his right elbow to his waist and quickly drove it forward.

IAB Note: During his interview, Deputy [redacted] indicated he did not punch and/or hit Inmate Valencia. Deputy [redacted] was reaching for something or some portion of Inmate Valencia's body to gain control of Inmate Valencia (Slattery Transcript, Page 21).

- 0:04:52 to 0:09:35 – Inmate Valencia was face down on the floor motionless. Involved personnel continued the application of the WRAP restraint device.

- 0:09:44 to 0:10:49 – Inmate Valencia was placed in the seated position and placed in the WRAP cart.

Video 3 (Body Scanner 2)

- 0:00:03 to 0:00:17 – Deputies Gavaldon and Bennett conducted a team take-down. Inmate Valencia landed on his right hip. Custody Assistant Johnson was standing at the Scanner Room doorway and looked in a downward direction, where Deputies Gavaldon and Bennett were struggling with Inmate Valencia. Inmate Valencia appeared to be resisting Deputies Gavaldon and Bennett, by tucking his arms underneath his chest area.

- 0:00:05 to 0:00:07 – Inmate Valencia landed on his right hip area. Inmate Valencia was pushed onto the floor, face down, by Deputies Gavaldon and Bennett. Inmate Valencia's right side of his face lands on Deputy Gavaldon's left hand.

  IAB Note: Deputy Gavaldon was holding an open pair of handcuffs with his left hand at the time the team take-down was conducted.

- 0:00:05 to 0:00:08 – Deputy Gavaldon placed his upper body on top of Inmate Valencia's upper body, as he pulled his left hand from underneath Inmate Valencia's face. Deputy Gavaldon placed the open pair of handcuffs directly above the top of Inmate Valencia's head.

- 0:00:10 to 0:00:32 – Deputy Madrigal arrived and began assisting Deputies Gavaldon and Bennett with controlling Inmate Valencia. Deputy Madrigal attempted to remove Inmate Valencia's arm from underneath his body, by pulling on it multiple times. Inmate Valencia actively resisted involved personnel.

- 0:00:32 to 0:047 – Deputy Madrigal placed his left hand on the left side of Inmate Valencia's face. Deputy Madrigal removed his left hand from Inmate Valencia's face and placed Latex gloves on his hands. Deputy Gavaldon took over Deputy Madrigal's hand placement, by placing his right hand on the left side of Inmate Valencia's face.

- 0:00:59 – Deputy Bennett retrieved the opened handcuffs, from the floor, and secured them in his lower back.

- 0:02:04 – Deputy Madrigal placed spit mask on Inmate Valencia.

- 0:04:12 to 0:04:15 – Involved personnel lifted Inmate Valencia. Inmate Valencia struggled with involved personnel and fell to the floor.

- 0:04:15 – Deputy Gavaldon dropped his right knee on Inmate Valencia's right

shoulder/collar-bone area.

Video 4 (Handheld—GoPro Footage)

- 0:00:03 – Sergeant Santana entered the Booking Front area (after the team take-down was completed) recording his entry into Booking Front and saying "get an elbow on him." He then handed the camera to Deputy Intertas. Sergeant Santana was heard saying, "Here get on camera." Deputy Intertas continued recording the incident, until Inmate Valencia was escorted out of Booking Front and to the clinic.

- 0:00:09 – Sergeant Santana gave Deputy [redacted] a Ripp Hobble restraint device. He was heard saying, "put a Hobble on him."

- 0:00:13 – Deputy [redacted] crossed Inmate Valencia's ankles and placing the Ripp Hobble restraint device around Inmate Valencia's ankles. Inmate Valencia did not appear to resist.

- 0:00:14 – Sergeant Santana was heard yelling "Stop fighting…put your hands behind your back!" in the direction of Inmate Valencia.

- 0:00:20 – Sergeant Santana stated, "Give me a gown and some cutters."

- 0:00:26 – Sergeant Santana stated, "Give me the WRAP too."

- 0:00:27 – An open pair of handcuffs are seen lying on the floor, by Deputy Madrigal's left knee.

- 0:00:30 – Deputy [redacted] removed Inmate Valencia's shoes.

- 0:00:38 – Deputy Bennett reached over, with his left hand, in the direction of Deputy Madrigal's knee and grabbing the open handcuffs. Deputy Bennett secured the handcuffs.

  IAB Note: The location as to where Deputy Bennett secures the handcuffs was out of view of the camera.

- 0:00:57 – Deputy [redacted] relieved Deputy [redacted] from Ripp Hobble restraint device duty.

- 0:03:31 – Deputy [redacted] removed the Ripp Hobble restraint device from Inmate Valencia's ankles.

- 0:03:32 – Deputy [redacted] began the placement and application of the leg strap of the WRAP restraint device.

- 0:02:46 – Deputy Bennett cut Inmate Valencia's clothing with medical scissors.

- 0:03:53 – Inmate Valencia was heard grunting and saying, "Fuckers…you guys are fuckers!"

- 0:04:12 – Deputies Gavaldon, Bennett, Madrigal, and [redacted] lifted Inmate Valencia off the floor. Deputies [redacted] and [redacted] slid the gown underneath Inmate Valencia's body. Inmate Valencia was facing down and handcuffed. Sergeant Santana was heard saying "Stop, stop, stop!"

- 0:04:13 – Inmate Valencia folded his body at his waist, brought his knees closer to his chest, and tucked his handcuffed arms under his buttocks area. Deputies lost control of Inmate Valencia and he fell to the floor, landing in his lower-back.

- 0:04:16 – Deputy Gavaldon repositioned his body and drop his right knee on Inmate Valencia's collar-bone/right shoulder area. Sergeant Santana was heard saying multiple times, "Stop fighting!"

  IAB Note: During this interview, Deputy Gavaldon, stated he did not knee Inmate Valencia. He indicated he did not remember dropping his knee on him. (Gavaldon Transcript, Page 37)

- 0:04:28 – Deputy Gavaldon stated, "Put your hands behind your back, dude!"

- 0:04:39 – Inmate Valencia continued to resist the involved personnel. Deputies Gavaldon, Bennett, Madrigal, and [redacted] turned Inmate Valencia's body onto his stomach and extending his body. As Inmate Valencia's body was extended, Deputy Madrigal placed his right elbow on Inmate Valencia's upper back and pushed him down onto the floor. Once Inmate Valencia was back on his stomach and his body was extended, Deputy Madrigal placed his left hand behind Inmate Valencia's neck and his right hand over his left hand.

- 0:05:02 to 0:05:12 – Sergeant Santana instructed involved personnel to "put the gown on and cut his (Inmate Valencia) clothes." Sergeant Santana instructed Deputy [redacted] to step out of the Booking Front area. Inmate Valencia's clothes were cut off and he was placed in the gown.

- 0:06:46 – Involved personnel continued to place the remaining pieces of the WRAP restraint device on Inmate Valencia.

- 0:08:20 – Deputies Gavaldon and Madrigal placed a second spit mask on Inmate Valencia.

- 0:09:10 – Deputies Gavaldon, Bennett, [redacted] Madrigal, [redacted], and [redacted] placed Inmate Valencia in a sitting position.

- 0:09:36 – An unidentified male deputy voice was heard saying, "Slow it down, so no one gets his fucking shit on em'!"

  IAB Note: Deputies Intertas, Bryan Malibu, #[redacted], and George Ortiz, #[redacted] were standing out of the view of the camera; however, IAB investigator was unable to identify the male voice.

- 0:10:02 to 0:10:15 – Deputy Ortiz brought the WRAP cart into the Booking Front area. Deputy Ortiz waited for involved personnel to place Inmate Valencia onto the WRAP cart. Deputies Gavaldon, Bennett, [redacted], and Madrigal placed Inmate Valencia on the WRAP cart. Deputy Ortiz pushed the WRAP cart out of the Booking Front area.

INVOLVED PERSONNEL AND EMPLOYEE WORK HISTORY

Mike Gavaldon, III, Deputy, #[redacted]
Custody Services Division/Inmate Reception Center
Date of Employment: 10/26/2017
Date assigned to unit: [redacted]
Prior Founded Force Incidents:
Prior Shooting Incidents:

Dustin G. Bennett, Deputy, #[redacted]
Custody Services Division/Inmate Reception Center
Date of Employment: 04/21/2016
Date assigned to unit: [redacted]
Prior Founded Force Incidents:
Prior Shooting Incidents:

[redacted] Deputy, #[redacted]
Custody Services Division/Inmate Reception Center
Date of Employment: 06/20/2019
Date assigned to unit: [redacted]
Prior Founded Force Incidents:
Prior Shooting Incidents:

[redacted] Deputy, #[redacted]
Custody Services Division/Inmate Reception Center
Date of Employment: 05/03/2018
Date assigned to unit: [redacted]
Prior Founded Force Incidents:
Prior Shooting Incidents:

Mario A. Madrigal, Deputy, #[redacted]

Custody Services Division/Inmate Reception Center
Date of Employment: 06/04/2007
Date assigned to unit: [redacted]
Prior Founded Force Incidents:
Prior Shooting Incidents:

[redacted] Deputy, #[redacted]
Custody Services Division/Inmate Reception Center
Date of Employment: 05/23/2007
Date assigned to unit: [redacted]
Prior Founded Force Incidents:
Prior Shooting Incidents:

Walter A. Santana, Jr., Sergeant, #[redacted]
Custody Services Division/Inmate Reception Center
Date of Employment: 05/17/2010
Date assigned to unit:  [redacted]
Prior Founded Force Incidents:
Prior Shooting Incidents:

SUSPECT INFORMATION

Mark G. Valencia Male/ Hispanic

Date of Birth: February 20, 1986 (35 years old)

Booking Charge: Violation of a Domestic Restraining Order, 273.6(a) P.C.

IAB Note: Inmate Valencia was arrested by El Monte Police Department on June 4, 2020

Criminal History:  [redacted]

WITNESSES

IAB investigators conducted multiple interviews with sworn and non-sworn, and civilian witnesses, which were identified by IAB investigator throughout the course of the investigation.

IAB investigators interviewed Deputy Jet Intertas, #  [redacted] Sergeant Santana directed

Deputy Intertas to video record the involved personnel's interaction with Inmate Valencia, after the take-down occurred.

IAB investigators interviewed El Monte Police Department Officers [redacted] #[redacted], [redacted] #[redacted], and [redacted] #[redacted]. Officers [redacted] and [redacted] were present during Deputies Gavaldon and Bennett's initial interaction and take-down of Inmate Valencia. Officer [redacted] was identified as the officer who arrested Inmate Valencia. IAB investigators learned, Officer [redacted] arrested Inmate Valencia multiple time prior to April 14, 2020, and most of his past interactions with Inmate Valencia led to physical altercations.

Additionally, IAB investigators identified and interviewed Custody Assistant LaPatrick Johnson, #[redacted], as being present at the time the team take-down occurred.

Witnesses [redacted] [redacted] and [redacted] were identified as being in the area where the use of force took place between involved personnel and Inmate Valencia. All witness were interviewed by, either, IAB investigators or IRC personnel on the date of the incident.

INMATE INJURIES

Inmate Valencia sustained a fractured orbital, acute fracture of front left maxilla, a fractured nasal and septum, and a one-inch laceration to his right eyebrow.

> **IAB Note: Maxilla is an irregularly-shaped bone located at the midline of the roof of the mouth.**

On February 10, 2021, IAB investigator contacted Doctor Rebecca Trotzky-Sirr, Jail Healthy Medical Director for Los Angeles County USC Medical Center where Inmate Valencia was treated under Medical Record #100877716. Doctor Trotzky-Sirr said Inmate Valencia sustained a nasal bone and right nasal septum fracture, an acute fracture of frontal process of the left maxilla, a left orbital floor fracture, and a laceration to the right eyebrow.

Doctor Trotzky-Sirr explained the fractures and laceration Inmate Valencia sustained were consistent with blunt force trauma, which could have been caused by the left side of his face being pressed against a hard surface or his face being struck by a hard object and/or body part.

> **IAB Note: Inmate Valencia's Correctional Health Services Medical Record [Exhibit F] was included within this case.**

INVOLVED PERSONNEL INJURIES

No injuries to involved personnel were reported.

PHYSICAL EVIDENCE

Multiple video recordings which depicted visual information, from various vantage points, in order to evaluate tactics, communication and the force employed by involved employees and Inmate Valencia, along with audio voiceprint for the radio transmission **[Exhibit D]**, were provided to IAB investigators. Inmate Valencia and multiple witnesses interviews **[Exhibit E]** are included with this summary.

Four (4) digital photographs of Inmate Valencia's injuries were taken by IRC personnel, following the incident. IAB investigator took twelve (12) digital photographs of the scene where the incident occurred **[Exhibit C]**.

INVESTIGATOR OBSERVATIONS

IAB investigators did not respond to IRC-Booking Front on the date of the incident; therefore, were no initial observations were made.

WEAPONS USED BY INVOLVED PERSONNEL

None.

WEAPONS USED BY INMATE VALENCIA

None.

PROPERTY DAMAGE

None.

CHARGES FILED AND DISPOSITIONS

Force report memorandums were prepared for the incident, but the incident was not presented to the District Attorney's office for filing considerations.

Based on Inmate Valencia's arrest by the El Monte Police Department, he was charged with one count of Penal Code section 273.6, Violation of a Domestic Restraining Order. As part of a plea agreement, Inmate Valencia was sentenced to 36 months of summary probation and 13 days in Los Angeles County Jail. Inmate Valencia was released April 20, 2020. Inmate Valencia's booking paperwork was included within this case **(Miscellaneous Documents)**.

LIGHTING AND WEATHER CONDITIONS

The scene was brightly illuminated by interior fluorescent lighting within the jail.

STATEMENTS

The following is a summary of the recorded interviews of the involved employees, and witnesses' statements to IAB investigators. For additional information, refer to the attached verbatim transcripts and/or audio files.

INVOLVED EMPLOYEE STATEMENTS

Deputy Mike Gavaldon

On January 25, 2021, Deputy Gavaldon was interviewed by IAB investigators. Deputy Gavaldon was employed with the Department since October of 2017. [redacted] he has been assigned to the IRC. While assigned to the IRC, he worked various positions in all three shifts. Deputy Gavaldon is currently assigned to the position of [redacted]

Deputy Gavaldon told IAB investigators on April 14, 2020, he was assigned to work one of the Booking Front Deputy positions. He explained his duties on that day were to execute in-take booking procedures, which included searching new incoming inmates. Deputy Gavaldon indicated while working Booking Front, Inmate Valencia was brought in by El Monte Police Department personnel (Witnesses [redacted] and [redacted]). Deputy Gavaldon said he took custody of Inmate Valencia from the El Monte Police Department officers, and instructed the inmate to stand in front of and face a padded wall in the Booking Front area. Deputy Gavaldon noticed Inmate Valencia was constantly squinting and was having a hard time focusing, as he was not making eye contact with involved personnel.

Deputy Gavaldon began the searching Inmate Valencia as part of the in-take process. Deputy Gavaldon conducted a "quick cursory search" (Gavaldon Transcript, Page 6) of Inmate Valencia's person. Deputy Gavaldon removed the left handcuff from Inmate Valencia's wrist and instructed him to place his hand above his head and directly in front of him. Inmate Valencia complied with Deputy Gavaldon's orders and placed his arm above his head and directly in front of him. In unison, Booking Front Nurse Camacho asked Inmate Valencia medical questions, which he was acknowledging and answering.

Deputy Gavaldon removed Inmate Valencia's right handcuff and told him to place it above his head. Instead, Inmate Valencia brought both his arms down to his sides and began walking away from Deputy Gavaldon. Deputy Gavaldon grabbed Inmate Valencia by his jacket, in an attempt to re-direct him, and pressed his back up against the padded wall. As Deputy Gavaldon held Inmate Valencia up against the padded wall, Inmate Valencia tried to break free from Deputy Gavaldon's grip. Inmate Valencia swatted the arm Deputy Gavaldon used to pin him up against the padded wall. Deputy Gavaldon turned Inmate Valencia to face the padded wall and placed his right arm around Inmate Valencia's collar-bone area.

Inmate Valencia continued to aggressively move around. With his arm still around Inmate Valencia's collar-bone area, Deputy Gavaldon stepped back, and with the

assistance of Deputy Bennett, they pulled the suspect down to the floor. Inmate Valencia landed on his stomach. Deputy Gavaldon indicated he did not see Inmate Valencia strike his head or face on the floor; however, he assumed he hit his face on the floor because he later he realized, Inmate Valencia was bleeding from his nose (Gavaldon Transcript, Pages 18 and 19).

Once on the floor, Inmate Valencia attempted to push himself up with his hands. Deputy Gavaldon placed his chest on top of Inmate Valencia's upper back and his right forearm on Inmate Valencia's head/neck area. Deputy Gavaldon removed his right forearm from Inmate Valencia's head/neck area, and placed both his arms underneath Inmate Valencia's armpits. Deputy Gavaldon hooked Inmate Valencia's arms, and pulled them to his sides. Deputy Gavaldon grabbed Inmate Valencia's left arm, followed by his right arm, and placed both of his arms behind his head. Deputy Gavaldon placed his chest across Inmate Valencia's upper back, and maintained his position until additional involved personnel arrived to assist him and Deputy Bennett with controlling Inmate Valencia (Gavaldon Transcript, Page 22). Inmate Valencia was handcuffed by Deputy [redacted] and another deputy: however, Deputy Gavaldon did not remember the name of the other deputy who assisted.

IAB investigators asked Deputy Gavaldon where he had placed the handcuffs he removed from Inmate Valencia's wrists prior to the take-down, and if he closed the handcuffs. Deputy Gavaldon did not remember where he placed handcuffs or if he even closed the handcuffs (Gavaldon Transcript, Pages 18 and 19). After showing Deputy Gavaldon video surveillance footage from the scanner area [Exhibit D, Video 3], he recalled having the opened handcuffs in his hand and falling onto the floor when the take-down was conducted. He still had the open handcuffs still in his hand. After the take-down and while they were on the floor, Deputy Gavaldon remembered placing the handcuffs on the floor directly in front of him. Deputy Gavaldon did not see if Inmate Valencia hit his face or head on the opened handcuffs (Gavaldon Transcript, Pages 36-37).

Sergeant Santana arrived and instructed Inmate Valencia be placed in a WRAP restraint device. Deputies Bennett and [redacted] cut off Inmate Valencia's clothing, while other deputies placed the leg portion of the WRAP restraint device on the inmate. Inmate Valencia did not resist during the placement of the WRAP restraint device. Sergeant Santana instructed Deputies Gavaldon, Bennett, [redacted], and [redacted] to lift Inmate Valencia in order for personnel to place Inmate Valencia in a suicide prevention gown.

IAB Note: During the interview, Deputy Gavaldon was read the video admonishment prior to viewing video footage.

IAB Note: In the handheld video [Exhibit D, Video 4] of the incident, at 0:08:20 a second spit mask was placed on Inmate Valencia by Deputies Gavaldon and Madrigal. During his IAB interview, Deputy Gavaldon indicated he did not know who placed the second spit mask on Inmate Valencia (Gavaldon Transcript,

Page 28).

Deputy Gavaldon indicated as they lifted Inmate Valencia, he tucked his head toward his knees and, at the same time, pulled his handcuffs underneath his buttocks to the back of his legs (Gavaldon Transcript, Page 23). Inmate Valencia's assertive movement caused Deputy Gavaldon to lose control of his upper body, and Inmate Valencia fell onto the floor. Inmate Valencia landed on this lower back area. Inmate Valencia continued, "Squirming" around on the floor (Gavaldon Transcript, Page 24).

IAB Note: IAB investigator reviewed handheld video [Exhibit D, Video 4], and Deputy Gavaldon was seen dropping his right knee on Inmate Valencia's collar-bone/shoulder area.

When questioned regarding his knee movement toward Inmate Valencia, Deputy Gavaldon indicated he did not remember dropping his knee on Inmate Valencia. Deputy Gavaldon stated he did not, intentionally or unintentionally, dropping his knee on Inmate Valencia (Gavaldon Transcript, Page 37).

Deputy Gavaldon and Deputies Bennett, [redacted], and [redacted] each grabbed ahold of Inmate Valencia's part of his body and pushed him back onto his stomach. Deputy Gavaldon recalled someone constantly giving Inmate Valencia commands to "stop fighting!" He did not know who was giving the commands.

Inmate Valencia was eventually placed in a suicide prevention gown and into the WRAP restraint device. Deputies Gavaldon, Bennett, Madrigal, and [redacted] placed Inmate Valencia on the WRAP cart. Inmate Valencia was transported to the IRC Main Clinic for further additional medical treatment.

Deputy Gavaldon saw Inmate Valencia was bleeding through the spit mask, but did not know specifically where the blood was coming from. He did not hear Inmate Valencia complain of pain.

Deputy Gavaldon indicated he did not see Inmate Valencia being punched, kicked, and/or kneed by involved personnel.

Deputy Dustin Bennett

On January 25, 2021, Deputy Bennett was interviewed by IAB investigators. Deputy Bennett was employed with the Department since April of 2016. Since his graduation from the academy, he has been assigned to the IRC. While assigned to the IRC, he worked various positions in all three shifts. Deputy Bennett is currently assigned to the position of [redacted]

On April 14, 2020, El Monte Police Department personnel (Witnesses [redacted] and [redacted]) brought in Inmate Valencia into Booking Front for processing. Deputy Bennett remembered Inmate Valencia acted "fidgety, he was moving around a lot"

(Bennett Transcript, Page 4). Deputy Gavaldon began the searching process and gave Inmate Valencia instructions, which he followed.

Deputy Gavaldon removed Inmate Valencia's handcuffs. Inmate Valencia started walking away from Deputy Gavaldon, at which point Deputy Gavaldon grabbed the shoulder area of his jacket and pressed him up against the padded wall. Inmate Valencia swatted Deputy Gavaldon's right arm. Deputy Gavaldon spun Inmate Valencia around and wrapped his arm around the inmate's chest area. (Bennett Transcript, Page 8). Deputy Bennett grabbed Inmate Valencia's right arm, as Deputy Gavaldon continued his control hold on the inmate's chest area. Deputies Bennett and Gavaldon conducted a rear take-down of Inmate Valencia. Inmate Valencia landed on his stomach.

IAB Note: Deputy Bennett told IAB investigators he did not see Inmate Valencia strike his face or head on the floor or any hard object after the take-down (Bennett Transcript, Pages 9 and 16).

Once on the floor, Inmate Valencia continued to tense and intensely moved his body back-and-forth. Inmate Valencia continued clenching his left fist. He maintained control of Inmate Valencia's left arm, and the inmate stopped resisting. Deputy Bennett placed his hand on Inmate Valencia's back, in order to maintain control. Deputy [redacted] arrived and handcuffed Inmate Valencia. Deputy Bennett did not feel any resistance from Inmate Valencia during the application of the handcuffs. As Deputy Bennett maintained control of Inmate Valencia, he noticed a pair of opened handcuffs lying on the floor. Deputy Bennett picked up the set of handcuffs and placed them in his back pant area. Deputy Bennett did not know how the opened handcuffs ended up on the floor (Bennett Transcript, Page 23).

IAB Note: During the interview, Deputy Gavaldon was read the video admonishment prior to viewing video footage.

IAB Note: Video surveillance footage [Exhibit D, Video 3] reviewed by IAB investigator depicted, at 0:00:59, Deputy Bennett retrieved the opened handcuffs and secured them in his lower back area.

Sergeant Santana arrived and instructed involved personnel to place Inmate Valencia in the WRAP restraint device. During the application of the restraint device, Sergeant Santana instructed them to lift Inmate Valencia off the floor so the suicide gown could be slid underneath him.

As Inmate Valencia was being lifted, he tucked his head toward his torso and his knees toward his head, in an attempt to slide his handcuffs down from behind his back to the front of his body (Bennett Transcript, Page 14). His actions caused involved personnel to place Inmate Valencia back on the floor.

Deputy Bennett maintained control of Inmate Valencia's left arm, while additional involved personnel maintained control of the rest of his body. Deputy Bennet indicated two spit masks were placed on Inmate Valencia.

Deputy Bennett indicated he saw Inmate Valencia was bleeding profusely from the face, but did not know specifically where the blood was coming from. He did not hear Inmate Valencia complain of pain.

Deputy Bennett said involved personnel continued the placement of the WRAP restraint device, without any resistance from Inmate Valencia. Inmate Valencia was eventually placed in a suicide prevention gown and into the WRAP restraint device. Deputy Bennett, along with Deputies Gavaldon, Madrigal, and [redacted] placed Inmate Valencia on the WRAP cart. Inmate Valencia was transported to the IRC Main Clinic for further medical treatment.

Deputy Bennett indicated he did not see Inmate Valencia being punched, kicked, and/or kneed by involved personnel.

Deputy [redacted]

On January 25, 2021, Deputy [redacted] was interviewed by IAB investigators. Deputy [redacted] was represented by Attorney Christopher Kucharski during the interview. Deputy [redacted] was employed with the Department since November of 2019. Since her [redacted] she has been assigned to the IRC. While assigned to the IRC, she worked various positions in all three shifts.

Deputy [redacted] told IAB investigators on April 14, 2020, she was assigned to work "4GA". She explained her duties are to patrol the outside of IRC and to transport and escort inmates who need to he be taken to hospital. Deputy [redacted] stopped at Booking Front so her partner (Deputy Johannes Villanueva, #[redacted]) could use the facilities. While standing at the Booking Front counter and waiting for her partner, she saw Inmate Valencia being escorted by El Monte Police Department officers (Witnesses [redacted] and [redacted] into Booking Front.

> **IAB Note: After reviewing video surveillance and handheld footage [Exhibit D], IAB investigator determined Deputy Villanueva was not present during any part of the use of force incident.**

Deputy [redacted] took a quick glance at Inmate Valencia and noticed he was "looking around, kind of like twitching…I had noticed that he could be under a controlled substance" [redacted] Transcript, Page 4). The El Monte Police Department officers relinquished Inmate Valencia over to Deputy Gavaldon. Deputy [redacted] grabbed a pair of Latex gloves from the counter and remained approximately 10-15 feet away from Deputy Gavaldon and Inmate Valencia, in case Deputy Gavaldon required assistance.

As Deputy Gavaldon began to search Inmate Valencia, the Booking Front nurse started asking Inmate Valencia medical screening questions. Inmate Valencia did not make eye contact with the nurse nor did he respond to the medical screening questions. The nurse did not insist for Inmate Valencia to answer her questions and told Involved personnel to "front bench him" ([redacted] Transcripts, Page 4).

IAB Note: **"Front bench" is a term commonly used by IRC medical personnel when an inmate requires a mental health evaluation. Involved personnel will then place a safety gown, a waist chain around an inmate's waist, and sit them on one of the Booking Front benches.**

Deputy Gavaldon removed the handcuff from Inmate Valencia's left wrist, and told him to place it in the padded wall directly in front of himself. Inmate Valencia placed his right arm directly in front of the padded wall. As Inmate Valencia had his arm up and to the side, Deputy [redacted] noticed he clenched his right fist.

Deputy [redacted] explained even though Inmate Valencia was not answering medical questions, he was following Deputy Gavaldon's commands. Deputy [redacted] was the only deputy who reported Inmate Valencia was not being cooperative with medical personnel.

As soon as Deputy Gavaldon removed the right handcuff, Inmate Valencia, immediately turned to the right, and began to walk away from Deputy Gavaldon. Deputy Gavaldon grabbed Inmate Valencia by his shirt and pushed his back up against the padded wall. Inmate Valencia used his right hand to make some type of contact with Deputy Gavaldon's arm. Deputy Bennett approached Deputy Gavaldon and Inmate Valencia. Deputy Bennett grabbed Inmate Valencia's "left side," while Deputy Gavaldon grabbed Inmate Valencia's "right side" [redacted] Transcripts, Page 8). Deputies Gavaldon and Bennett conducted a team take-down and took Inmate Valencia down to the floor. Deputy [redacted] indicated, other than the initial commands Deputy Gavaldon gave Inmate Valencia to place his right arm up against the padded wall, she did not remember hearing any other commands.

IAB Note: **During Deputy [redacted] interview, IAB investigators attempted multiple times to clarify her recollection of the use of force used during the incident; however, she was adamant she did not recall specifics.**

Deputy [redacted] said Inmate Valencia fell to the floor. She did not see which side Inmate Valencia landed on, nor did she hear any noise indicative of him striking his head or face on the floor. Deputy [redacted] quickly moved, and grabbed Inmate Valencia's legs. Inmate Valencia was flailing his legs from side-to-side; however, she believed it was an involuntary motion because of take-down. She grabbed and gained control of Inmate Valencia's legs, and crossed them. Deputy [redacted] also placed her knee on Inmate Valencia's calf, in order to maintain constant control of his legs. Inmate

Valencia was not resisting when she placed her knee on his calf area.
Moments later, Deputy [redacted] heard Sergeant Santana tell her to place the Ripp Hobble restraint device around Inmate Valencia's ankles and handed her a Ripp Hobble restraint device. Deputy [redacted] placed the Ripp Hobble restraint device around Inmate Valencia's, non-resistive ankles. Deputy [redacted] was later relieved by Deputy [redacted].

Deputy [redacted] stepped away from Inmate Valencia, and she laid out the suicide prevention gown. Sergeant Santana instructed involved personnel to lift Inmate Valencia, and for her to slide the gown underneath the inmate. As Inmate Valencia was being lifted, he made some type of forceful movement with his body. His movement caused the deputies to lose control of him, and they placed him back on the floor. Deputy [redacted] did not witness any force used on Inmate Valencia after he fell to the floor.

Deputy [redacted] was instructed by Sergeant Santana to exit the Booking Front area, as involved personnel were going to cut-off Inmate Valencia's clothing. After his clothing was cut-off and the suicide gown was placed on him, she returned to the Booking Front area and assisted additional personnel with the placement of the WRAP restraint device. Deputy [redacted] indicated Inmate Valencia was not resisting during the application of the WRAP restraint device.

Inmate Valencia was eventually placed in a suicide prevention gown and into the WRAP restraint device. Deputies Gavaldon, Bennett, Madrigal, and [redacted] placed Inmate Valencia on the WRAP cart. Inmate Valencia was transported to the IRC Main Clinic for further medical treatment.

Deputy [redacted] told IAB investigators she did not see or hear Inmate Valencia complain of any injuries.

Deputy [redacted] indicated he did not see Inmate Valencia being punched, kicked, and/or kneed by involved personnel.

> **IAB Note: During the interview, Deputy [redacted] was read the video admonishment prior to viewing video footage. Deputy [redacted] did not have anything to add or changed to her statement.**

Deputy [redacted]

On January 25, 2021, Deputy [redacted] was interviewed by IAB investigators. Deputy [redacted] was represented during his interview, via telephonic conference, by Attorney Adam Manrangell. Deputy [redacted] was employed with the Department since May of 2018. He has been assigned to the IRC since October of 2018. While assigned to the IRC, he worked various positions in all three shifts. On April 14, 2020, he was assigned to work Booking Front Title 15 Deputy.

Deputy [redacted] was working behind the Booking Front counter when he noticed Inmate Valencia was placed up against the padded wall. Prior to completing his search of Inmate Valencia, Deputy Gavaldon removed the inmate's handcuffs. After Deputy Gavaldon removed the handcuffs, Inmate Valencia walked away from Deputy Gavaldon.

During his interview, Deputy [redacted] indicated when Inmate Valencia was brought in by El Monte Police Department personnel Inmate Valencia was handcuffed to the front rather than to the back. Deputy [redacted] was the only involved personnel interviewed who indicated Inmate Valencia was handcuffed to the front rather than the rear at the time he was brought in ([redacted] Transcript, Page 8).

Deputy [redacted] said after Deputy Gavaldon removed the handcuffs from Inmate Valencia, he turned around and gave the handcuffs to the El Monte Police Department personnel who brought in Inmate Valencia. However, after IAB investigator reviewed video surveillance footage of the incident it was determined Deputy Gavaldon kept the handcuffs in his hand as he conducted the take-down (Gavaldon Transcript, Pages 18-19).

Deputy Gavaldon extended his arm, grabbed Inmate Valencia by his chest area, and pushed his back against the padded wall. Inmate Valencia raised his arm, from about chest height, and hit Deputy Gavaldon's arm. Deputies Gavaldon and Bennett conducted a team take-down of Inmate Valencia. Deputy [redacted] was standing approximately 8-feet from where the take-down occurred.

IAB Note: **During the interview, Deputy [redacted] was read the video admonishment prior to viewing video footage.**

IAB Note: **In the supplemental report authored by Deputy [redacted], he indicated he witnessed the team take-down conducted by Deputies Gavaldon and [redacted]. However, during his interview with IAB investigators he indicated he did not witness the team take-down [redacted] Transcript, Page 8). Deputy [redacted] explained he assumed the take-down was conducted because one minute he saw Inmate Valencia standing up, and the next "he was on the floor" ([redacted] Transcript, Page 14).**

From behind the Booking Front counter, Deputy [redacted] responded to where Deputies Gavaldon and Bennett where struggling with Inmate Valencia. As he responded, Deputy [redacted] used his county issued handheld radio to put out emergent radio traffic that deputies were involved in a fight **[Exhibit D, Voiceprint Valencia]**. Deputy [redacted] saw Inmate Valencia on the floor and was "wiggling his body from left-to-right" ([redacted] Transcript, Page 16) and tensing his body. Deputy Gavaldon gained control of Inmate Valencia's arms, and Deputy [redacted] was able to handcuff him. Deputy [redacted] indicated he did not feel any resistance coming from Inmate Valencia as he applied the handcuffs ([redacted] Transcript, Page 17).

Once Inmate Valencia was handcuffed, Deputy [redacted] along with additional involved personnel proceeded to remove Inmate Valencia's clothing in order to place him a suicide prevention gown. Involved personnel lifted Inmate Valencia off the floor, while Deputy [redacted] attempted to slide the gown underneath Inmate Valencia's body. ,. As he was being lifted, Inmate Valencia got into a "fetal-like" ([redacted] Transcript, Page 17) position and tried to bring his handcuffs from behind his back to the front of his body. Deputy [redacted] was able to prevent Inmate Valencia from bringing his handcuffed arms to the front of his body by taking control of his legs. Involved personnel placed Inmate Valencia back on the floor. Deputy [redacted] said two spit masks were placed on Inmate Valencia; however, he did not know the exact time when the spit masks were placed nor who placed them on Inmate Valencia ([redacted] Transcript, Page 23).

Deputy [redacted] placed the hobble portion of the WRAP restraint device on Inmate Valencia. Deputy [redacted] did not feel any resistance from Inmate Valencia as and other personnel continued the application of the WRAP restraint device ([redacted] Transcript, Page 26).

Deputy [redacted] saw Inmate Valencia was bleeding from his face, but was unable to see exactly what part of his face was bleeding because he had two spit masks on. Deputy [redacted] did not hear Inmate Valencia complaint of any pain ([redacted] Transcript, Page 24).

Inmate Valencia was eventually placed in a suicide prevention gown and into the WRAP restraint device. Deputies Gavaldon, Bennett, Madrigal, and [redacted] placed Inmate Valencia on the WRAP cart. Inmate Valencia was transported to the IRC Main Clinic for further medical treatment.

Deputy [redacted] indicated he did not see Inmate Valencia being punched, kicked, and/or kneed by involved personnel.

Deputy Mario Madrigal

On September 24, 2020, Deputy Madrigal was interviewed by IAB investigators. Deputy Madrigal was represented during his interview by Attorney Mitchell Kander. Deputy Madrigal was employed with the Department since June of 2007. He has been assigned to the IRC since April of 2008. While assigned to the IRC, he worked various positions in all three shifts. On April 14, 2020, he was assigned to work Booking Front Body Scanner Deputy.

Deputy Madrigal was sitting in the Body Scanner Seat 1 (approximately 10-15 feet from the Booking Front area) possibly looking at e-mails, when he heard a commotion and involved personnel saying, "Stop fighting…put your hand behind your back" (Deputy Madrigal, Page 4). This prompted him to respond to the Booking Front area. Deputy Madrigal arrived at the Booking Front area, and saw multiple deputies struggling to handcuff Inmate Valencia while he was face-down on the floor. Deputy Madrigal saw

Inmate Valencia was trying to push himself off the floor, and trying to hide his hands underneath his body. Deputy Madrigal saw some blood on the floor by Inmate Valencia's face or head, but was unable to tell exactly where the blood was coming from (Madrigal Transcript, Page 5).

IAB Note: **In video surveillance footage [Exhibit D, Video 3], from 0:00:10 to 0:00:32, Deputy Madrigal arrived and began assisting Deputies Gavaldon and Bennett with struggling Inmate Valencia. Deputy Madrigal was seen attempting to remove Inmate Valencia's arm, by pulling on it multiple times.**

Deputy Madrigal placed his open left hand on Inmate Valencia's upper back, and his open right hand on his left shoulder. Inmate Valencia was not resisting at the time when he applied the control hold on the inmate's back and shoulder area. However, Deputy Madrigal utilized a control hold in order to prevent Inmate Valencia from pushing himself off the floor, and from moving his body side-to-side.

IAB Note: **Deputies Gavaldon, Bennett [redacted], and [redacted] indicated during their IAB interviews, Inmate Valencia resisted involved personnel after the take-down while he was on the floor.**

Deputy Madrigal continued to apply his control holds on Inmate Valencia until he was handcuffed, placed on the hobble portion of WRAP restraint device, and directed by Sergeant Santana to lift up Inmate Valencia. As Deputies Madrigal, Gavaldon, Bennett, and [redacted], lifted Inmate Valencia, he swung his legs in an upward direction in an attempt to bring his handcuffs from the back of his body to the front. Involved personnel placed Inmate Valencia back on the floor, and he briefly continued struggling with involved personnel.

IAB Note: **Deputy Madrigal indicated during this process he constantly heard involved personnel giving Inmate Valencia verbal commands multiple times to "Stop fighting, stop resisting!" (Madrigal Transcript, Page 9).**

Utilizing multiple control holds, Deputy Madrigal and other deputies placed Inmate Valencia flat on his stomach. Inmate Valencia stopped resisting, at which point involved personnel finished the application of the WRAP restraint device. Deputy Madrigal noticed Inmate Valencia's first spit mask was soaked with blood, and at the instruction of Sergeant Santana, he placed a second spit mask on Inmate Valencia. Deputy Madrigal indicated other than the bloody spit mask, he did not see any injuries on Inmate Valencia, nor did he hear him complain of pain.

IAB investigator reviewed surveillance footage and handheld video recordings of the incident. The following is a brief summary of Deputy Madrigal's actions observed in the videos **[Exhibit D, Videos 3 and 4]**:

Video 3 (Body Scanner 2)

- 0:00:10 to 0:00:32 – Deputy Madrigal arrived and began assisting Deputies Gavaldon and Bennett with struggling Inmate Valencia. Deputy Madrigal attempted to remove Inmate Valencia's arm from underneath his body, by pulling his arm multiple times. Inmate Valencia was depicted resisting involved personnel.

- 0:00:32 to 0:047 – Deputy Madrigal placed left hand on the left side of Inmate Valencia's face. Deputy Madrigal removed his left hand from Inmate Valencia's face and placed Latex gloves on his hands. Deputy Gavaldon took over Deputy Madrigal's hand placement, by placing his right hand on the left side of Inmate Valencia's face.

Video 4 (Handheld—GoPro Video Footage)

- 0:04:12 – Deputies Gavaldon, Bennett, Madrigal, and [redacted] lifted Inmate Valencia off the floor. Deputies [redacted] and [redacted] began to slide a gown underneath Inmate Valencia's body. Inmate Valencia was facing down and handcuffed. Sergeant Santana was heard saying "Stop, stop, stop!"

- 0:04:13 – Inmate Valencia folded his body at his waist, brought his knees closer to his chest, and tucked his handcuffed arms under his buttocks area. Deputies lost control of Inmate Valencia and he fell to the floor, landing in his lower-back.

- 0:04:39 – Inmate Valencia continued to resist the involved personnel's efforts to control him. Deputies Gavaldon, Bennett, Madrigal, and [redacted] turned Inmate Valencia's body onto his stomach and extend his body. As Inmate Valencia's body was extended, Deputy Madrigal placed his right elbow on Inmate Valencia's upper back and pushed him down onto the floor. Once Inmate Valencia was back on his stomach and his body was extended, Deputy Madrigal placed his left hand behind Inmate Valencia's neck and his right hand over his left hand.

Based on IAB investigator observations during the video surveillance footage, during his interview, Deputy Madrigal was admonished and shown multiple video surveillance footage and handheld video footage of the incident. After being admonished and watching the videos, Deputy Madrigal indicated he recalled giving Inmate Valencia verbal commands to "Stop fighting!" Additionally, Deputy Madrigal described to IAB investigators how he pinned down Inmate Valencia's shoulder, as he resisted involved personnel, in order to prevent him from moving (Madrigal Transcript, Pages 20-21).

IAB investigators asked Deputy Madrigal, multiple times, if he recalled utilizing control holds on Inmate Valencia while he was on the floor, resisting involved personnel. Deputy Madrigal said he did not consider himself utilizing a control hold on resisting Inmate Valencia during the use of force (Madrigal Transcript, Page 21).

IAB Note: Deputy Madrigal was asked to provide the definition of force

as defined in the Department's Manual of Policy and Procedure. Deputy Madrigal told IAB investigator, he did not know the definition of force.

Deputy Madrigal indicated he did not see Inmate Valencia being punched, kicked, and/or kneed by involved personnel.

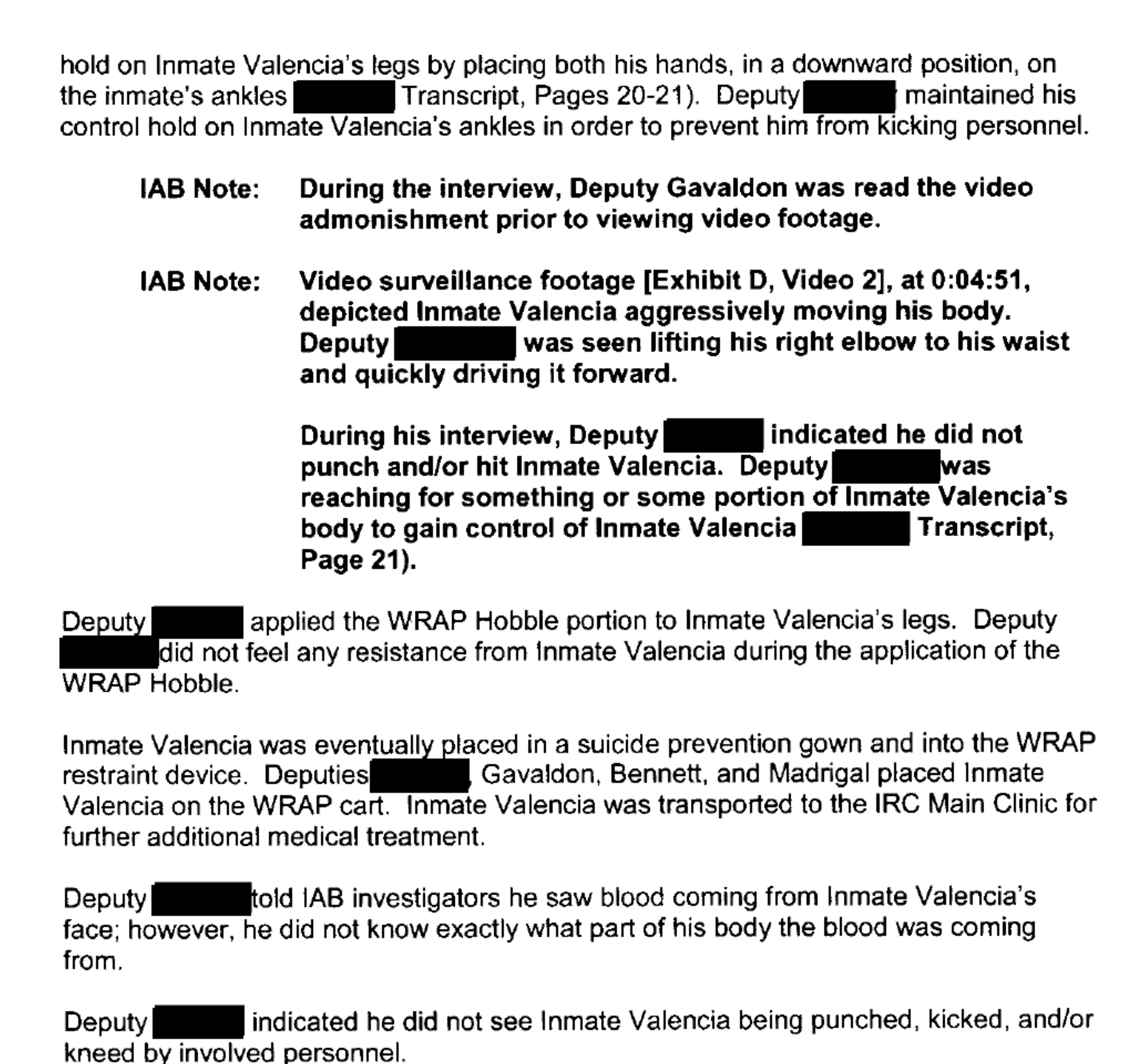
Inmate Valencia was eventually placed in a suicide prevention gown and into the WRAP restraint device. Deputies Gavaldon, Bennett, Madrigal, and [redacted] placed Inmate Valencia on the WRAP cart. Inmate Valencia was transported to the IRC Main Clinic for further medical treatment.

Deputy [redacted]

On February 16, 2021, Deputy [redacted] was interviewed by IAB investigator. Deputy [redacted] was employed with the Department since May of 2007. He has been assigned to the IRC since December of 2007. While assigned to the IRC, he worked various positions in all three shifts. On April 14, 2020, he was assigned to work Booking Front Lead Deputy.

Deputy [redacted] indicated on the date of the incident, he was behind the Booking Front counter going over Inmate Valencia's paperwork. Deputy [redacted] saw Deputy Gavaldon remove Inmate Valencia's handcuffs, and the inmate attempted to walk away from Deputy Gavaldon. Deputy Gavaldon grabbed Inmate Valencia by the shoulder portion of his shirt and pinned him up against the padded wall. Deputy [redacted] did not see the entire team take-down performed by Deputies Gavaldon and Bennett. However, Deputy [redacted] did witness Deputies Gavaldon and Bennett going down to floor and Deputy Gavaldon falling on top of Inmate Valencia as he fell on the floor. Deputy Gavaldon's chest area landed on top of Inmate Valencia, and Deputy Bennet was on Inmate Valencia's left side [redacted] Transcript, Page 9). Deputy [redacted] ran to Deputies Gavaldon and Bennett's assistance, as he put out radio traffic over his handheld radio requesting a sergeant to respond to Booking Front. Deputy [redacted] remembered Inmate Valencia being handcuffed when he arrived to assist involved personnel.

Sergeant Santana entered the Booking Front area, and instructed involved personnel to cut-off Inmate Valencia's clothing and place him into a suicide prevention gown. Deputy [redacted] and other involved personnel lifted Inmate Valencia off the floor in order to slide the suicide prevention gown underneath him. Inmate Valencia curled his body into a "fetal position" ([redacted] Transcript, Page 6) and attempted to bring his hands from his back to the front of his body. Deputy [redacted] and other involved personnel placed Inmate Valencia back on the floor. Deputy [redacted] remembered giving Inmate Valencia verbal commands to "Stop fighting!" and heard Sergeant Santana giving him some type of verbal commands [redacted] Transcript, Page 16). Deputy [redacted] said Inmate Valencia continued resisting personnel, including himself, by not following commands given to him, as he violently moved his entire body. Deputy [redacted] placed a control



hold on Inmate Valencia's legs by placing both his hands, in a downward position, on the inmate's ankles [redacted] Transcript, Pages 20-21). Deputy [redacted] maintained his control hold on Inmate Valencia's ankles in order to prevent him from kicking personnel.

IAB Note: During the interview, Deputy Gavaldon was read the video admonishment prior to viewing video footage.

IAB Note: Video surveillance footage [Exhibit D, Video 2], at 0:04:51, depicted Inmate Valencia aggressively moving his body. Deputy [redacted] was seen lifting his right elbow to his waist and quickly driving it forward.

During his interview, Deputy [redacted] indicated he did not punch and/or hit Inmate Valencia. Deputy [redacted] was reaching for something or some portion of Inmate Valencia's body to gain control of Inmate Valencia [redacted] Transcript, Page 21).

Deputy [redacted] applied the WRAP Hobble portion to Inmate Valencia's legs. Deputy [redacted] did not feel any resistance from Inmate Valencia during the application of the WRAP Hobble.

Inmate Valencia was eventually placed in a suicide prevention gown and into the WRAP restraint device. Deputies [redacted], Gavaldon, Bennett, and Madrigal placed Inmate Valencia on the WRAP cart. Inmate Valencia was transported to the IRC Main Clinic for further additional medical treatment.

Deputy [redacted] told IAB investigators he saw blood coming from Inmate Valencia's face; however, he did not know exactly what part of his body the blood was coming from.

Deputy [redacted] indicated he did not see Inmate Valencia being punched, kicked, and/or kneed by involved personnel.

Sergeant Walter Santana

On January 25, 2021, Sergeant Santana was interviewed by IAB investigators. Sergeant Santana was employed with the Department since May of 2010. He has been assigned to the IRC since December of 2018. While assigned to the IRC, he worked various supervisory positions in all three shifts. Currently he is assigned to the Force Compliance Sergeant position.

On April 14, 2020, he was assigned to work Clinic Sergeant. Sergeant Santana was walking the facility with Deputy Intertas, when he heard a radio transmission of a request for a sergeant to the Booking Front area, regarding a recalcitrant inmate (Santana Transcript, Pages 4 and 12).

IAB Note: **Sergeant Santana indicated, both in his supplemental report and interview with IAB investigators, he responded to a request for a sergeant to Booking Front regarding a recalcitrant inmate; however, IAB investigator was unable to locate the radio transmission indicating such request.**

IAB investigator located radio transmission [Exhibit D, Valencia Voiceprint] of "Booking Front...415 Deputy (Deputy Involved in a Fight)."

Sergeant Santana responded to the Booking Front area and immediately began video recording Inmate Valencia's interactions with involved personnel with a handheld camera **[Exhibit D, Video 4]**. Sergeant Santana later gave Deputy Intertas the handheld camera and instructed him to continue recording the incident.

As he entered the Booking Front area, he saw involved personnel struggling to control Inmate Valencia, who had his hands underneath his body. Involved personnel attempted to gain control on Inmate Valencia's hands by pulling on them. Inmate Valencia continued his efforts to resist involved employees. Based on Inmate Valencia's hostile actions, Sergeant Santana deemed it paramount to direct and control the actions of involved personnel. Sergeant Santana instructed Deputy [redacted] to apply the Ripp Hobble restraint on Inmate Valencia's legs. Sergeant Santana began giving Inmate Valencia commands to "Stop fighting!" Inmate Valencia continued twisting his body and trying to hide his hands underneath his chest (Santana Transcript, Pages 6-7).

Inmate Valencia continued resisting involved personnel. Based on Inmate Valencia's aggressive behavior and fearing he might spit on involved personnel, he instructed Deputy Gavaldon to place a spit mask on Inmate Valencia (Santana Transcript, Page 10).

Involved personnel continued placing Inmate Valencia in the WRAP restraint device.

Sergeant Santana instructed involved personnel to cut-off Inmate Valencia's clothing and place him in a suicide prevention gown.

IAB Note: **Sergeant instructed Deputy [redacted] to take over the WRAP Hobble application for Deputy [redacted] because Inmate Valencia's clothing were going to be removed. Sergeant Santana explained he removed female personnel, Deputy [redacted] in this case, to give the inmate privacy (Santana Transcript, Page 17).**

Sergeant Santana instructed personnel to lift Inmate Valencia off the floor so Deputies [redacted] and [redacted] could slide the gown underneath the inmate. As involved

personnel lifted Inmate Valencia off the floor, approximately 2-3 feet, "he bent his knees and his butt in a position to pull his cuffs from behind him to the front" (Santana Transcript, Page 8). Inmate Valencia's vigorous actions, caused involved personnel to lose control of the inmate, and dropped him on the floor. Sergeant Santana indicated he was not sure what part on his body Inmate Valencia landed on (Santana Transcript, Page 8). Inmate Valencia briefly continued resisting the deputies by refusing to allow involved personnel to control his arms. Sergeant Santana continued to give Inmate Valencia verbal commands to "Stop fighting…stop resisting!"

Sergeant Santana instructed involved personnel to place Inmate Valencia back on his stomach. Involved personnel were able overcome Inmate Valencia's resistance and placed him back on his stomach. Involved personnel continued the application of the WRAP restraint device without any resistance from Inmate Valencia. Inmate Valencia was eventually placed in a suicide prevention gown and into the WRAP restraint device. Deputies [redacted] Gavaldon, Bennett, and Madrigal placed Inmate Valencia on the WRAP cart. Inmate Valencia was transported to the IRC Main Clinic for further additional medical treatment.

Sergeant Santana said Inmate Valencia was bleeding from the face, but did know exactly where he was bleeding from because he had a spit mask over his face. Sergeant Santana indicated he did not hear Inmate Valencia complain of pain (Santana Transcript, Page 14-15).

Sergeant Santana indicated he did not see Inmate Valencia being punched, kicked, and/or kneed by involved personnel.

> **IAB Note:** **During the interview, Sergeant Santana was read the video admonishment prior to viewing video footage. He did not anything to add or change to his statement.**

SWORN WITNESS STATEMENTS

Deputy Jet Intertas

On February 2, 2021, Deputy Jet Intertas was interviewed by IAB investigators. Deputy Intertas was employed with the Department since January of 2007. He has been assigned to the IRC since July of 2015. While assigned to the IRC, he worked various positions in all three shifts. In February of 2016, he was promoted to Supervising Line Deputy (Bonus I).

On April 14, 2020, he was assigned to work as the Clinic Senior. Deputy Intertas was either in the sergeant's office or walking in the hallway, when he heard radio traffic requesting a supervisor/sergeant to Booking Front **[Exhibit D, Valencia Voiceprint]**. Deputy Intertas and Sergeant Santana responded to Booking Front (Intertas Transcript, Page 5).

Deputy Intertas indicated when he arrived at Booking Front, he saw involved personnel holding Inmate Valencia down on the floor. Deputy Intertas did not notice if Inmate Valencia was bleeding or if there was any blood on the floor. Deputy Intertas did not see Inmate Valencia resisting involved personnel.

As Sergeant Santana and he arrived at Booking Front, Sergeant Santana immediately gave him the GoPro camera and instructed him to record the incident **[Exhibit D, Video 4]**. Deputy Intertas indicated Sergeant Santana immediately began giving involved personnel direction and instructing them to cut-off Inmate Valencia's clothing, place him a suicide prevention gown, and to apply the WRAP restraint device. Deputy Intertas did not recall seeing Inmate Valencia hit or strike his head on any hard surface. Deputy Intertas did not remember hearing Sergeant Santana or involved personnel give Inmate Valencia any verbal commands.

IAB Note: IAB investigators provided the video admonishment to Deputy Intertas and showed him the video recording from the GoPro camera [Exhibit D, Video 4]. After reviewing the video footage Deputy Intertas recalled hearing Sergeant Santana giving Inmate Valencia multiple commands to "stop fighting!" (Intertas Transcript, Page 12).

Deputy Intertas did not see Inmate Valencia being punched, kicked, and/or kneed by involved personnel.

Deputy Intertas did not remember seeing any injuries on Inmate Valencia, nor hearing him complain of pain. Inmate Valencia was eventually lifted off the floor, placed on the WRAP cart, and escorted to the IRC clinic.

IAB Note: Deputy Intertas indicated due to the fact that he was recording and focused on looking through the small aperture (approximately three-by-three inches) of the camera, he did not recall, witnessing all the events that took place (Intertas Transcript, Page 6).

Officer [redacted]

On September 30, 2020, Officer [redacted] was interviewed by IAB investigators. Officer [redacted] was employed with El Monte Police Department for [redacted] years, during which time he worked various positions with his El Monte Police Department. He is currently assigned as detective.

On April 14, 2020, he was working dayshift as a [redacted] He was assigned a detail to transport Inmate Valencia from their station jail to the IRC. Officer [redacted] told IAB investigator, he was not given any information regarding Inmate Valencia's mental health nor indicating the inmate was aggressive or hostile toward others. Officer [redacted] did not arrest Inmate Valencia.

Officer [redacted] along with his partner, Officer [redacted], transported Inmate Valencia to the IRC. As they entered the IRC-Booking Front area, custody personnel took Inmate Valencia and his booking paperwork. Officer [redacted] waited to get back the handcuffs that were placed on Inmate Valencia, when involved personnel began searching Inmate Valencia. Personnel placed Inmate Valencia up against a padded wall and removed the handcuffs. Sometime after the handcuffs were removed, Inmate Valencia started acting "froggy," turned on, and lifted his elbow toward the deputy (Deputy Gavaldon) that was searching him ([redacted] Transcript, Page 3). Immediately after Inmate Valencia turned on the deputy, two deputies performed a take-down on Inmate Valencia by grabbing him by the shoulder and arm areas. Inmate Valencia fell to the floor and landed on the side of his body, and eventually ended up on the floor face-down. Officer [redacted] did not recall hearing involved personnel giving Inmate Valencia verbal commands to stop fighting or resisting.

IAB Note: **Officer [redacted] told IAB investigator, he perceived Inmate Valencia's actions aggressive and hostile. Officer [redacted] said when he saw Inmate Valencia bringing his elbow up toward the deputy he thought Inmate Valencia was going to physically assault the deputy ([redacted] Transcript, Pages 5 and 6).**

Officer [redacted] indicated additional custody personnel arrived and they were escorted away from the Booking Front area, and did not witness any additional force being used. Officer [redacted] did not see anyone punch, kick, and/or strike Inmate Valencia. Officer [redacted] did not see or hear Inmate Valencia complain on any injuries.

Officer [redacted]

On September 30, 2020, Officer [redacted] was interviewed by IAB investigators. Officer [redacted] was employed with El Monte Police Department for [redacted] during which time he worked various positions with his El Monte Police Department. He is currently assigned to patrol.

Officer [redacted] indicated on April 14, 2020, he and Officer [redacted] were assigned a detail to transport Inmate Valencia from their station jail to the IRC. Officer [redacted] told IAB investigators, Inmate Valencia was quiet. Officer [redacted] did not observe any odd, aggressive, and/or hostile behavior coming from Inmate Valencia.

IAB Note: **Offic[redacted] explained their department typically transported inmates to the IRC, for booking, when the inmate was arrested for a felony and has a medical and/or psychiatric problems.**

Officer [redacted] indicated when they arrived at the IRC-Booking Front; custody personnel took Inmate Valencia's booking paperwork, began searching him, and removed the handcuffs. Officer [redacted] heard the searching deputy communicating

with Inmate Valencia in a very professional manner. During the removal of one of the handcuffs, Officer [redacted] recalled seeing Inmate Valencia clench one of his fists. After the handcuffs were removed, Inmate Valencia "turned" on the deputy (Deputy Gavaldon) that was searching him ([redacted] Transcript, Page 4). The deputy responded by taking down Inmate Valencia to the floor. Officer [redacted] did not remember the exact movements utilized by the deputy when performing the take-down. Officer [redacted] indicated he only saw one deputy performing the take-down.

Officer [redacted] perceived Inmate Valencia's actions toward the deputy was aggressive and hostile. Officer [redacted] said when he saw Inmate Valencia clench his fist and turn on the deputy he thought Inmate Valencia was going to physically assault the deputy ([redacted] Transcript, Page 6).

Officer [redacted] saw a custody supervisor arrived and escorted him and Officer [redacted] away from the Booking Front area, and did not witness any additional force by involved personnel used on Inmate Valencia. Officer [redacted] did not see anyone punch, kick, and/or strike Inmate Valencia. Officer [redacted] did not see or hear Inmate Valencia complain on any injuries.

Officer [redacted]

On November 25, 2020, Officer [redacted] was interviewed by IAB investigator. Officer [redacted] said he was employed with El Monte Police Department since January of 2006. [redacted]

On April 14, 2020, he was working the graveyard shift, when he received a call for service of a violation of a domestic restraining order at [redacted] When he arrived at the location (a single family residence), he made contact with Inmate Valencia who was standing in the front porch of the residence. Officer [redacted] recognized Inmate Valencia from similar prior contacts with him. As Officer [redacted] attempted to make contact with Inmate Valencia, he immediately took a fighting stance by squaring and blading his body in the direction of Officer [redacted]

Officer [redacted] approached Inmate Valencia, tuned him around, and placed handcuffs on him. As Officer [redacted] placed his hands on Inmate Valencia's arms, he felt his arms tensing up. However, Officer [redacted] placed his handcuffs on Inmate Valencia's without utilizing any type of force. Officer [redacted] indicated, even though it was dark he determined Inmate Valencia was possibly under the influence of some type of stimulant, such as Methamphetamine. Inmate Valencia was acting rigid, fidgety, and spoke very fast ([redacted] Transcript, Page 3).

[redacted]

[redacted] Officer [redacted] indicated, every time sworn personnel attempted to make contact with Inmate Valencia and he was under the influence he was confrontational ([redacted] Transcript, Page 4). Officer [redacted] was not aware if Inmate Valencia suffered from any mental illness.

Officer [redacted] indicated at the time he arrested Inmate Valencia, he contacted Inmate Valencia's ex-girlfriend ([redacted]. Officer [redacted] said Ms. [redacted] told him no one in the household, including her, and Inmate Valencia were involved in any physical altercation prior to him being arrested.

> **IAB Note:** [redacted]

[redacted]

NON-SWORN WITNESS STATEMENTS

Custody Assistant LaPatrick Johnson

On February 4, 2021, Custody Assistant Johnson was interviewed by IAB investigators. Custody Assistant Johnson was represented during his interview by Professional Peace Officer Association Labor Representative Venise Wallace. Custody Assistant Johnson was employed with the Department since August of 2014. He has been assigned to the IRC since April of 2018. While assigned to the IRC, he worked various positions in all three shifts. On April 14, 2020, he was assigned to work Safeguard Cleaning Custody Assistant.

On the date of the incident, Custody Assistant Johnson was assisting Booking Front with conducting searches of incoming inmates. As he was searching an inmate at the entrance of the Booking Front Scanner door, Custody Assistant Johnson heard someone fall to the floor along with the noise of keys rustling. Custody Assistant Johnson looked to his left and saw several involved personnel on top of Inmate Valencia, attempting to secure Inmate Valencia (Johnson Transcript, Page 4). Custody Assistant Johnson did not witness the take-down (Johnson Transcript, Page 9).

> **IAB Note: Custody Assistant Johnson indicated he did not recall the names of all the involved personnel; however, he did recall seeing Deputy Gavaldon on top of Inmate Valencia (Johnson Transcript, Page 5).**

Inmate Valencia was face-down on the floor and resisting involved personnel, by thrashing and shuffling his upper body back-and-forth (Johnson Transcript, Page 8). Custody Assistant Johnson heard involved personnel giving Inmate Valencia verbal commands to "stop resisting!" (Johnson Transcript, Page 5). Custody Assistant Johnson escorted the inmate he was searching to a designated cell away from the location of the incident.

Custody Assistant Johnson told Sergeant Santana "I didn't see anything. I just heard, like somebody fall to the floor, deputies on top of him" (Johnson Transcript, Pages 12-13).

IAB Note: **Video surveillance footage [Exhibit D, Video 3], from 0:00:03 to 0:00:17, Custody Assistant Johnson was standing at the Scanner room doorway and looking in a downward direction where Deputies Gavaldon and Bennett were struggling with Inmate Valencia. Inmate Valencia appeared to be resisting Deputies Gavaldon and Bennett, by tucking his arms underneath his chest area.**

IAB Note: **During the interview, Custody Assistant Johnson was read the video admonishment prior to viewing video footage.**

Custody Assistant Johnson said Sergeant Santana did not tell him he had to author anything detailing what he heard or saw. IAB investigator asked Custody Assistant Johnson multiple times, if he notified a supervisor of what he saw after the take-down was conducted. Custody Assistant Johnson told either, Sergeant Santana or Thurmisha Bromell-Mitchell, #[redacted], what he saw and heard. Custody Assistant Johnson told one of those sergeants he saw portion of the take-down, heard a noise as if someone had fallen, and Inmate Valencia on the floor moving his shoulders back-and-forth while involved personnel were on top of him.

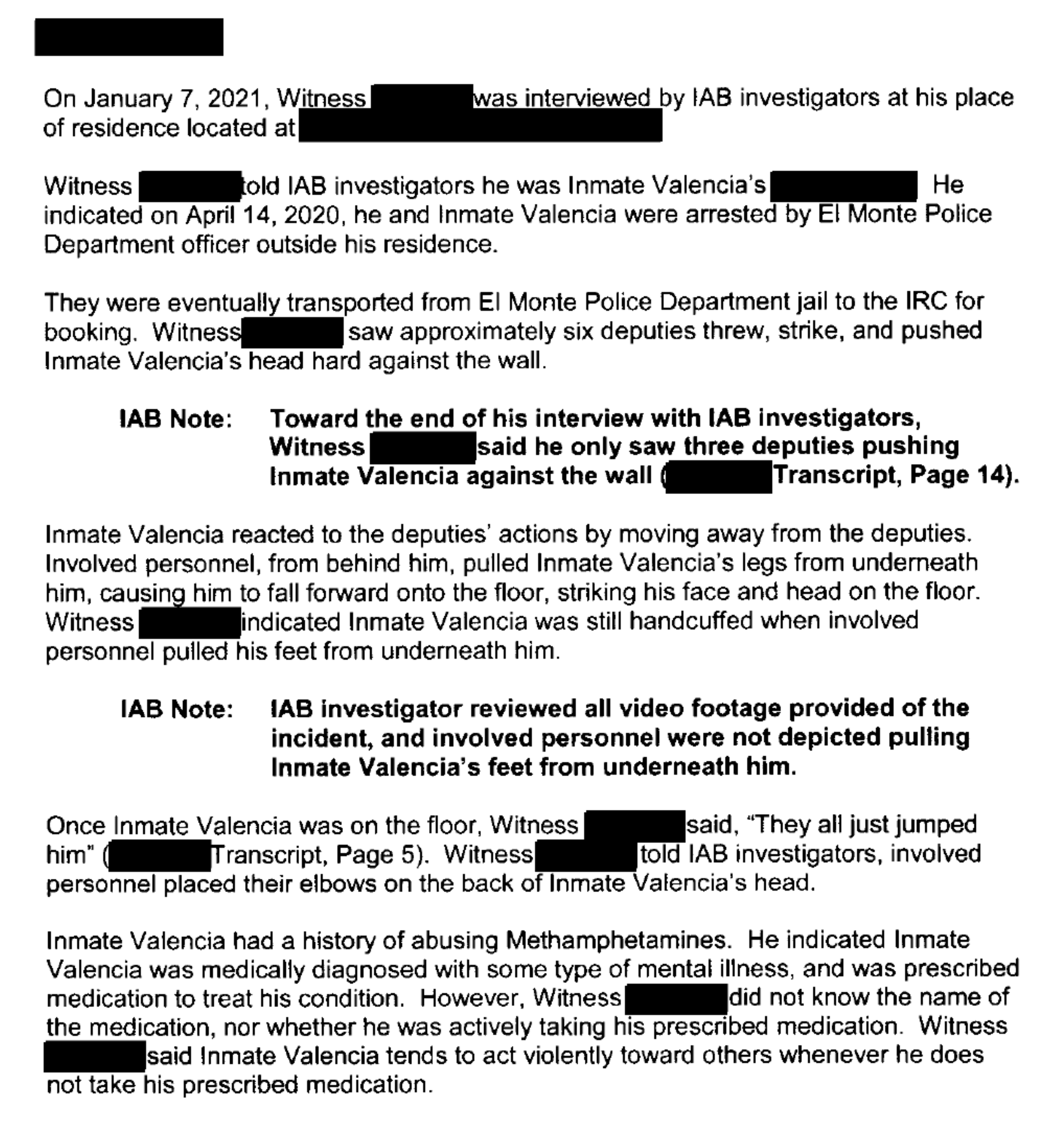
Custody Assistant Johnson indicated after telling the supervisor what he saw and heard, he assumed they reviewed the video surveillance footage, and determined what he told them was accurate and did not have to author anything. Custody Assistant Johnson, repeated, he was not instructed to author anything detailing what he witnessed (Johnson Transcript, Pages 19-21). Custody Assistant Johnson further explained he was not sure if Inmate Valencia's movement of his shoulders was from him resisting the involved personnel or an involuntary movement from involved personnel being on top of him (Johnson Transcript, Page 21), thus, he did not notify a supervisor of his observations.

Custody Assistant Johnson returned to the Booking Front area and noticed there was blood on the floor at the entrance of the scanner slider door. Upon returning to the Booking Front area from securing the inmate he was searching, he noticed several involved personnel were actively dealing with Inmate Valencia; he walked away from

the Booking Front area and did not return. Custody Assistant Johnson was not in the vicinity, thus, he did not witness any additional force being used on Inmate Valencia (Johnson Transcript, Page 11).

Custody Assistant Johnson indicated he did not see Inmate Valencia being punched, kicked, and/or kneed by involved personnel.

CIVILIAN WITNESS STATEMENTS



[redacted]

On January 7, 2021, Witness [redacted] was interviewed by IAB investigators at his place of residence located at [redacted]

Witness [redacted] told IAB investigators he was Inmate Valencia's [redacted] He indicated on April 14, 2020, he and Inmate Valencia were arrested by El Monte Police Department officer outside his residence.

They were eventually transported from El Monte Police Department jail to the IRC for booking. Witness [redacted] saw approximately six deputies threw, strike, and pushed Inmate Valencia's head hard against the wall.

> **IAB Note:** **Toward the end of his interview with IAB investigators, Witness [redacted] said he only saw three deputies pushing Inmate Valencia against the wall ([redacted] Transcript, Page 14).**

Inmate Valencia reacted to the deputies' actions by moving away from the deputies. Involved personnel, from behind him, pulled Inmate Valencia's legs from underneath him, causing him to fall forward onto the floor, striking his face and head on the floor. Witness [redacted] indicated Inmate Valencia was still handcuffed when involved personnel pulled his feet from underneath him.

> **IAB Note:** **IAB investigator reviewed all video footage provided of the incident, and involved personnel were not depicted pulling Inmate Valencia's feet from underneath him.**

Once Inmate Valencia was on the floor, Witness [redacted] said, "They all just jumped him" ([redacted] Transcript, Page 5). Witness [redacted] told IAB investigators, involved personnel placed their elbows on the back of Inmate Valencia's head.

Inmate Valencia had a history of abusing Methamphetamines. He indicated Inmate Valencia was medically diagnosed with some type of mental illness, and was prescribed medication to treat his condition. However, Witness [redacted] did not know the name of the medication, nor whether he was actively taking his prescribed medication. Witness [redacted] said Inmate Valencia tends to act violently toward others whenever he does not take his prescribed medication.

Witness [redacted] indicated throughout the incident, he continuously heard involved personnel give Inmate Valencia verbal commands to "stay still" ([redacted] Transcript, Page 6).

Witness [redacted] did not see any injuries on Inmate Valencia because he was escorted away by custody personnel from the Booking Front area.

On April 14, 2020, Witness [redacted] was interviewed by IRC personnel **[Exhibit E, [redacted] IRC Interview]**. During the interview, Witness [redacted] indicated Inmate Valencia was released from the hospital at 5:00 a.m. the morning of April 14, 2020. Witness [redacted] said, Inmate Valencia had a history of abusing Methamphetamines and was known to react violently toward others. Witness [redacted] indicated Inmate Valencia resisted the deputies and tried to get away from them [redacted] Transcript (IRC Interview, Page 4). He said he heard the deputies give Inmate Valencia verbal commands to "Stop fighting…stop resisting" ([redacted] Transcript (IRC Interview), Page 5).

[redacted]

On August 31, 2020, Witness [redacted] Booking [redacted] was interviewed by IAB investigators, inside Men's Central Jail.

Witness [redacted] indicated on April 14, 2020, he was working as an inmate worker inside IRC-Booking Front. He was in the Booking Front area, when he saw a deputy searching Inmate Valencia, and heard the deputy telling the inmate, "Yo, just put your hands on the back" along other verbal commands ([redacted] Transcript, Page 3). Inmate Valencia continuously refused to follow the deputy's commands and attempted to punch the deputy, by making a fist and swinging it at the deputy. The deputy, immediately, took down Inmate Valencia and placed his knee on the inmate's back. Witness [redacted] was approximately 10-feet from where the incident occurred. Witness [redacted] recalled one deputy taking down Inmate Valencia.

Witness [redacted] did not witness any other force utilized by involved personnel because was then told to go into one of the cells located with Booking Front and out of the view of where the incident occurred. Witness [redacted] told IAB investigators, even though he did not see any other force being used on Inmate Valencia, he did hear involved personnel giving the inmate verbal commands to "stay down, stay down" ([redacted] Transcript, Page 5). He was locked in the cell until after Inmate Valencia and involved personnel left.

Witness [redacted] did not see or hear Inmate Valencia complain of any injuries.

Witness [redacted] did not see Inmate Valencia being punched, kicked, and/or kneed by involved personnel.

[redacted]

On April 14, 2020, while working as a Booking Front Inmate Worker, Witness [redacted] witnessed a use of force incident between involved personnel and Inmate Valencia. After the incident, Witness [redacted] was interviewed by Deputy Bryan Malibu, #[redacted] The interview was video recorded **[Exhibit E, [redacted] IRC Interview]** and submitted as part of IAB investigator's summary.

Witness [redacted] indicated he was sitting in the trustee area of Booking Front, when he heard Deputy Gavaldon ask Inmate Valencia to place his hand up on the wall. Deputy Gavaldon attempted to assist Inmate Valencia by placing his hand up to the wall. Inmate Valencia grabbed Deputy Gavaldon's wrist. Deputy Gavaldon took down Inmate Valencia to the floor. Once on the floor he heard involved personnel giving Inmate Valencia multiple verbal commands and saying "Stop resisting...give me your arm, give me your arm!" ([redacted] Transcript, Page 2). Witness [redacted] saw lots of movement once Inmate Valencia was on the floor; however, he did not see exactly what transpired.

Witness [redacted] told Deputy Malibu he did not see involved personnel strike Inmate Valencia in the face or head area.

IAB Note: On December 30, 2020, IAB investigator mailed out a certified letter to Witness [redacted] last known address. IAB investigator did not receive a response from Witness [redacted] An interview was not conducted by IAB investigator with Witness [redacted]

INMATE MARK VALENCIA'S STATEMENTS

On January 7, 2021, Inmate Valencia was interviewed by IAB investigators at his place of residence located at [redacted]

IAB Note: On the date of the incident, IRC personnel attempted to interview Inmate Valencia [Exhibit E, Inmate Valencia IRC Interview]; however, Inmate Valencia was rambling on and speaking incoherently and IRC personnel was not able to complete their interview with him. Conversely, Inmate Valencia acted calm, respectful, and cooperative with IAB investigators during his interview.

Inmate Valencia said involved personnel were searching him and removing the handcuffs, and he heard them telling him not to move.

IAB Note: Inmate Valencia indicated he was not moving during the time he was being searched and the handcuffs were being removed (Valencia Transcript, Page 3).

He indicated a deputy picked him up by the arms (possibly his left forearm) and slammed him on the floor, causing him to strike his face on the floor. Inmate Valencia said as soon as he hit the floor, he lost consciousness. Inmate Valencia re-gained consciousness and remembered involved personnel holding, pushing, and smashing his head down onto the floor. He indicated he felt elbows and knees being pressed up against his body.

Inmate Valencia indicated it felt like there were approximately 10 deputies on top of him; however, he was not sure on the exact number of deputies. Inmate Valencia indicated he was handcuffed when involved personnel took him down to the floor.

IAB Note: In the later portion of his interview, Inmate Valencia indicated he was not handcuffed when he was taken down to the floor by involved personnel. IAB investigator reviewed available video surveillance footage [Exhibit D], and the video depicts Deputy Gavaldon removing Inmate Valencia's handcuffs prior to the take-down.

Inmate Valencia remembered seeing a puddle of blood on the floor. Inmate Valencia attempted to move his head to the side, because he had "a bunch of snot, like blood coming out" (Valencia Transcript, Page 2). Inmate Valencia felt being punched, kicked, and kneed by involved personnel. He indicated he felt elbows and knees being pressed up against his body. Inmate Valencia felt pressure on his upper body, arms, and ankles.

Inmate Valencia denied pulling or walking away from involved personnel. He also did not resist involved personnel in any way. Inmate Valencia denied attempting and/or actually punch, kick, or strike involved personnel.

Inmate Valencia denied ever abusing illegal narcotics. Inmate Valencia indicated he was diagnosed with schizophrenia, bipolar disorder, and depression. Inmate Valencia had been taking his prescribed medication at the time of incident (Valencia Transcript, Page 12).